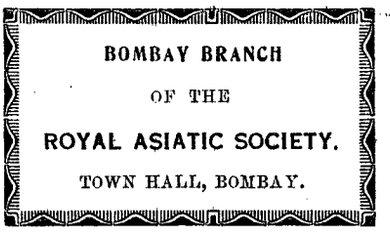
23/2/2

Administration of Criminal Justice in the Province of Oudh note on. 1909-10 to 1919-20 (except 1912-13 & 1917-18)

00134187

23/2/2



Digitized with financial assistance from

Government of Maharashtra

on 01 February, 2020

NOTE

ON THE

Administration of Criminal Justice

IN THE PROVINCE OF OUDH,

DURING THE CALENDAR YEAR ENDING 31st DECEMBER 1910;

WITH STATEMENTS.

134187

LIBRARY OF THE BOMBAY BRANCH OF THE ROYAL ASIATIC SOCIETY.

00134187

ALLAHABAD:

PRINTED BY W. C. ABEL, OFFG. SUPDT., GOVERNMENT PRESS, UNITED PROVINCES.

1911.

Note on the Administration of Criminal Justice in the Province of Oudh, during the calendar year ending 31st December 1910.

1. Additional Sessions Judges were posted to the Lucknow and Gonda judgeships throughout the year except for a short interval of 1½ months in the latter case. Judicial Statement No. I.

There were two Assistant Judges, one at Sitapur except for one month, the other at Fyzabad and Hardoi. The latter tried only one case, his services being required for civil work, but the former gave necessary relief to the Sessions Judge of Sitapur.

2. The features of the year were a decrease in serious and an increase in minor offences under the Penal Code. Judicial Statement No. II.

The table appended below shows the increase in offences reported, cases returned as true, and brought to trial, but it does not differentiate between major and minor offences, nor does it supply a reason for the fall in convictions.

Year.	Number of offences reported.	Number of cases returned as true.	Number of cases brought to trial.	Number of persons under trial.	Number of persons convicted.
1909 ...	27,882	19,651	20,067	40,929	11,327
1910 ...	30,909	21,732	22,216	46,567	10,578

The difference between crime in 1909 and 1910 is best evidenced by the fact that out of 46,567 persons who were under trial under the Penal Code in all courts in 1910 (as against 40,929 in 1909), only 1,127 (in 1910) instead of 1,497 (in 1909) were tried by Sessions Courts.

Offences against property remained constant in number, decreases of 148, 47 and 78 under the heads of theft, robbery and dacoity, and receiving stolen property, being counterbalanced by increases of 65 and 212 under mischief and criminal trespass.

Offences relating to marriage, affecting public health, and of defamation were more numerous (+299, +146, +110), while contempts of the lawful authority of public servants fell in number (—111). These variations are not important, except perhaps in the last case, and are generally attributable to local causes.

The preponderating element in the crime of the year was the marked increase in offences against the person. Prosecutions for hurt rose by 1,864, for assault by 476, and for criminal intimidation by 77. These three kinds of offences were responsible for an increase of 2,417 cases out of a total increase of 3,027. This fact explains the fall in convictions. Not only are convictions fewer, for general and obvious reasons, in petty hurt and assault prosecutions than in trials of offences against property; but practically all such cases are compoundable and very many are compounded.

3. Bahraich(—13) and Gonda (—10), the two districts most addicted to dacoity, both show satisfactory decreases under this head. In Hardoi and Sitapur there were the largest falls in theft and dealing in stolen property.

Decreases in contempts of the lawful authority of public servants are most noticeable in Fyzabad (—156), Bara Banki (—64), and Hardoi (—62), and reflect with singular faithfulness the increases (+159, +74, +64) of the previous year.

4. Prosecutions under the Code of Criminal Procedure and under Local and Special Acts as well as the number of persons convicted on such prosecutions increased during the year. The figures relating to these and to the totals of all kinds of offences are appended below.

Offences under the Code of Criminal Procedure and Special and Local Laws.

Year.	Number of offences reported.	Number of cases returned as true.	Number of cases brought to trial.	Number of persons under trial.	Number of persons convicted.
1909 ...	12,121	10,714	10,811	18,988	11,569
1910 ...	14,061	12,117	12,220	22,286	14,161

Total of offences under the Penal Code as well as under the Code of Criminal Procedure and Special and Local Laws.

Year.	Number of offences reported.	Number of cases returned as true.	Number of cases brought to trial.	Number of persons under trial.	Number of persons convicted.
1909 ...	40,003	30,365	30,878	59,917	22,896
1910 ...	44,970	33,849	34,436	68,853	24,739

There is a marked increase in offences under the Police Act (+572), the Cattle Trespass Act (+510), the Sanitation Act (+232) and the Railways Act (+172). The increase under the Cattle Trespass Act was general in all the districts except Gonda and Partabgarh. The largest increases were in Bahraich (+204), where there were no cases under the Act in the previous year, and in Sultanpur (+110). The increase in cases under the Railways Act is said to be due to stricter supervision in checking tickets. The other figures furnish no data for comment.

5. Serious crime fell. The commitments decreased from 560 to 517 involving 1,052 persons as against 1,296. There was, however, an increase in commitments in Hardoi (+16) and Sitapur (+10). Sitapur returned the largest number (131) of sessions trials which included lengthy murder cases and a case under section 400, Indian Penal Code. There was an appreciable decrease in Gonda (−35), Fyzabad (−20), and Rae Bareli (−11). In Lucknow the decline (−3) was negligible. In Gonda a gang dacoity case and other cases appertaining to crimes committed before 1910 were responsible for much work. In Bahraich there was still sufficient work for the Additional Judge, who sat for 204 days on the criminal side and decided four complicated gang and dacoity cases, the trials of which extended over a considerable time.

Judicial Statement No. IIA.

6. Eighteen as against 24 European British subjects were brought before the Courts of Magistrates during the year. Of these, 9 as against 22 were convicted, 3 as against none were acquitted, and 6 as against 2 committed to Courts of Session. In the Courts of Session 4 as against 1 were convicted and 1 was acquitted and the case against 1 remained pending at the close of the year.

Judicial Statement No. III.

7. Out of 2,222 persons against whom proceedings were taken to prevent a breach of the peace, 963 were bound over. The figures for the previous year were 1,771 and 630 respectively.

One thousand seven hundred and forty-seven out of 2,019 persons called on to show cause were ordered to give security to be of good behaviour as against 1,799 out of 2,050.

While the provincial figures remained fairly constant, there were considerable variations in most of the districts, e. g., in Gonda 138 persons as against 271 in 1909 were ordered to produce security, in Bahraich 236 as against 146. While Sitapur shows a decrease from 264 to 180, Kheri shows an increase from 103 to 161. Similarly, a rise from 147 to 208 in Lucknow has to be put against a fall from 188 to 112 in Bara Banki. These changes are due to local reasons, and it is noticeable that in each of the cases just mentioned except Sitapur, the increase or decrease in 1910 followed on a decrease or increase in 1909. In the case of Sitapur the figures for 1908 were extraordinarily high, and even in 1909 they were large.

The number of persons who were ordered to furnish security for good behaviour was larger in Bahraich (236), Lucknow (208) and Hardoi (201) than in the remaining districts.

In Bahraich special steps were taken on the frontier and in the interior of the district to bring bad characters to trial. Larger use of section 110, Code of Criminal Procedure, was made in Kheri in order to put down offences against property, and the District Magistrate considered that a proper discretion was exercised. In Unao the District Magistrate, who was not satisfied with the working of the section, has issued necessary instructions to the Magistrates and the Police.

Action under section 250, Code of Criminal Procedure, against complainants for vexatious accusations, was on the whole very nearly the same as in the previous year: 135 as against 117 cases were dealt with, 143 as against 148 persons were involved, and 141 as against 138 complainants were ordered to pay compensation. The amount of compensation fine rose from Rs. 1,465 to Rs. 1,797. It is hoped that an improvement will be shown during the current year, as several of the District Magistrates have drawn the attention of the courts to the necessity for greater use of this section.

8. The number of cases disposed of by magisterial courts increased from 30,263 to 33,830 and the number of persons dealt with from 58,455 to 67,358. The number of persons convicted rose from 22,063 to 24,056, and the provincial percentage of convictions fell from 38 to 36. Judicial Statement No. IV.

Improvement in the percentage of convictions took place in Bahraich (+4) and Lucknow (+3). In other districts there was a fall, which was greatest in Sitapur (−6), Hardoi (−5), and Rae Bareli (−4). The percentage was highest in Lucknow (69) and Bara Banki (47) as during the two previous years. For the fourth year running Sultanpur (22) and Partabgarh (21) show the least success. The reason assigned for low percentage of convictions is the large number of compoundable cases. That this is probably so, is shewn not only by the continuity of high percentages of convictions in certain districts and of low percentages in certain others, but by the appended figures for the year under report:—

Districts.	Percentage of compoundable cases to all cases reported.	Percentage of persons convicted to persons under trial.
Lucknow ...	26	69
Bahraich ...	42	39
Bara Banki ...	43	47
Sitapur ...	43	39
Gonda ...	44	30
Hardoi ...	44	28
Rae Bareli ...	48	28
Kheri ...	49	30
Fyzabad ...	53	32
Partabgarh ...	53	21
Unao ...	54	22
Sultanpur ...	58	22

9. The percentage of convictions in the Courts of Session rose from 59 to 65. It varied from 84 in the Court of the Sessions Judge, Fyzabad, to 40 in the Court of the Assistant Sessions Judge, Hardoi.

10. The number of cases decided by Honorary Magistrates sitting singly rose from 4,028 to 5,826, while the number of cases disposed of by Benches of Honorary Magistrates fell from 5,164 to 4,919.

Among the Honorary Magistrates in the Lucknow district, Saiyid Yusuf Ali and Raja Shaban Ali Khan did the best work.

In Bara Banki the work of all the Honorary Magistrates is commended, but both in Bara Banki and Lucknow the percentage of convictions in some of the courts was low.

The Honorary Magistrates in Kheri did useful work.

Chaudhri Mahendra Singh, Rai Bahadur, in Unao again disposed of a large number of cases (419), but his decisions take a long time to mature. The work of Chaudhri Wasiuzzaman, Khan Bahadur, and of Raja Shambhu Dayal was satisfactory.

Babu Indar Dat Singh and Munshi Lachhmi Prasad Singh gave considerable assistance in Fyzabad, but the former did not always base his decisions solely on the evidence on record.

Bhaiya Ganga Bakhsh Singh was the soundest among the Honorary Magistrates in Gonda and the Bench also did good work.

The work of Thakur Lal Bahadur Singh in Bahraich was uniformly good and Bhaiya Rajendra Bahadur Singh's work was satisfactory.

In Rae Bareli the Bench and the Hon'ble Raja Rampal Singh, C.I.E., did a considerable amount of work.

In Partabgarh the Hon'ble Raja Partab Bahadur Singh, C.I.E., and Thakur Raghunath Singh maintained their high standard, and Babu Ranbir Singh was invested with 2nd class powers.

The decrease in work of the Bench Magistrates was chiefly due to the decline in Lucknow (—608) and Bara Banki (—211). The Bench work in other districts, except Kheri (—38), increased.

11. A cause for considerable gratification is the decrease, in spite of additional work, in the number of cases (609 as against 657), decided by Magistrates, which lasted for over six weeks. For this decrease Bahraich (54 instead of 116) is mainly responsible. In the other districts the variations were small, except in Lucknow where there was a rise from 58 to 80. Although there are no annual statements showing for how many of the 609 cases Honorary Magistrates were responsible, it appears from the quarterly statements that a large percentage was due to delays in their courts. More careful supervision by the District Magistrates is very necessary.

12. The average duration of magisterial trials was practically the same (9·04 as against 9·25 days).

The variations in the district figures were confined within narrow limits. They were from 5 days in Lucknow and Rae Bareli to 12 days in Unao and Fyzabad. The duration in Courts of Honorary Magistrates (11·35 days) is better than in 1909, but still calls for improvement.

13. Cases pending over six weeks in the Courts of Session and Additional or Assistant Sessions Judges fell from 123 to 70. In Gonda, where there was the largest number of such cases (59) during 1909, the figure improved to 29 : but it still headed the list in 1910. Bahraich was responsible for 28 of these and Gonda for 1 only. The Bahraich gang cases which interfered with the usual run of business chiefly necessitated the longer duration, but there were other causes over which the Additional Judge had no control. The figures returned by other judgeships are normal.

14. The average duration in the Courts of Session was reduced from 39 to 35 days. This is no doubt large, but the average number of days for which each case actually lasted was 4 as against 5 days in the previous year and was not high.

Judicial Statement No. V.

15. The provincial percentage of sentences of solitary confinement awarded by Magistrates to those of rigorous imprisonment fell during the year to 14 from 16 in 1909 and 18 in the year before. The decline was remarkable in Partabgarh (—17), Bahraich (—6), Gonda, Hardoi and Lucknow (—5 each). There was a large increase in Kheri (+12), Sitapur (+11) and Rae Bareli (+5). The percentage varied from 32 in Sitapur to 7 in Lucknow. Bahraich (8), Hardoi (9), Sultanpur (10), Unao (11), Fyzabad and Gonda (12 each) returned low percentages. Partabgarh after showing the best results in the previous two years dropped down to 17. Kheri which showed the greatest improvement during the year returned the best figure (27), excepting Sitapur (32). Proper discretion in awarding this form of punishment does not appear to have been exercised by some Deputy Magistrates who erred on the side of leniency.

The Sessions Courts in Gonda and Rae Bareli did not award any sentence of solitary confinement, although sentences of rigorous imprisonment were passed in cases of 137 and 47 persons respectively. This form of sentence was inflicted in cases of 4 persons each in Sitapur and Hardoi out of 83 and 95 sentences of rigorous

imprisonment respectively. The percentages fell in those judgeships from 23 to 5 and from 19 to 4. In Fyzabad the percentage rose from 4 to 27, and 14 out of 52 persons were given solitary confinement. In Lucknow 7 out of 66 were sentenced to solitary confinement as against 18 out of 121.

16. The percentage of whippings inflicted during the year to the total number of cases in which this form of punishment might have been awarded declined from 25·26 to 24·96. Judicial Statement No. VA., Part IV.

The district figures show great variations. The largest fall was in Rae Bareli from 55 to 40 per cent., and the largest rise in Gonda from 20 to 30 per cent. The percentages vary from 66 in Bara Banki to 10 in Partabgarh and Hardoi. Lucknow returned 43, the next highest figure, and Sitapur, Fyzabad, and Unao 18, 16 and 15 per cent. respectively. The remaining districts range between 22 in Kheri and 25 in Bahraich.

The decline is said to be due in Sitapur and Kheri to fewer theft cases; but the general reason is the dislike of most Indian Magistrates to this form of punishment.

17. The total amount of fines imposed in the province was Rs. 88,127 as against Rs. 83,701. Out of this, an amount of Rs. 3,080 imposed by the Additional Sessions Judge, Gonda, was remitted by the Court of the Judicial Commissioner on appeal. Of the remaining Rs. 85,047, the sum of Rs. 73,014 was realized during the year as against Rs. 74,737 in 1909. The uncollected balance during the year (Rs. 12,033) was therefore larger both proportionately and actually than in the previous year (Rs. 8,964). Judicial Statement No. V. and Table D.

The amount of fines imposed by the Sessions Judges, as reduced on appeal, amounted to Rs. 795 as against Rs. 1,817. Rupees 681, as against Rs. 1,501, were realized.

18. The numbers of appellants and applicants in the Courts of Session and Magistrates during the last five years are compared in the table printed below. It will appear that the appellate work increased in both classes of Courts, but the work on the revision side was stationary before Magistrates and declined before the Sessions Judges. Judicial Statement No. VI.

	Appellants.		*Applicants for revision.*	
	Before Courts of Session.	Before Magistrates.	Before Courts of Session.	Before Magistrates.
1906 ...	2,207	1,984	491	237
1907 ...	2,053	1,885	447	98
1908 ...	3,305	1,928	469	72
1909 ...	2,194	1,419	582	298
1910 ...	2,214	1,813	327	294

The average duration of appeals before Magistrates was 12 days as in the previous two years, but the duration in the Courts of Session was 9 days as against 10 days in 1909, and 12 days in 1908.

The percentage of sentences confirmed on appeal by accused persons rose in the Courts of Magistrates from 71 to 72 and fell in the Courts of Session from 79 to 78.

19. The work of the Court was somewhat heavier than in normal years. Although the circumstances which led to the large increase in the criminal business of the Court during the previous two years disappeared in the year under review, the number of murder cases was much larger than in 1907. The work of the Court in the last five years is compared in the statistics given below :— Judicial Commissioner's Court.

Cases.	Total number before the Court in—					Number of cases decided in—				
	1906.	1907.	1908.	1909.	1910.	1906.	1907.	1908.	1909.	1910.
Murder cases ...	41	29	40	31	43	41	29	37	29	43
Criminal appeals ...	435	523	1,139	609	537	417	499	1,080	567	497
Criminal revisions ...	273	285	369	379	296	257	281	328	370	276

For more than five months the Court had two Judges only instead of three. With a larger number of murder cases, which necessitated the sitting of two Judges

together, the number of appeals decided declined to a certain extent, and the duration of appeals by accused persons increased from 34 to 36 days. One appeal, involving five persons, on behalf of Government, from an order of acquittal, for which two Judges sat together, took much time.

The appellants and applicants for revision whose cases were disposed of numbered 844 in all as against 1,248 in 1909. Of these, 665 were unsuccessful as against 853. These figures do not include the accused persons involved in the appeal against acquittal. That appeal resulted in confirmation of the order of the lower court in the case of 2 persons and in reversal in the case of 3. The percentage of sentences confirmed in appeals by accused persons rose from 73 to 74.

Table C.

20. The total number of witnesses summoned by Magistrates increased from 85,998 to 94,558, the number of witnesses examined from 80,673 to 86,143, and the number of witnesses discharged after the second day from 2,824 to 2,981. The number of witnesses summoned and examined by the Courts of Session decreased from 8,626 to 6,718 and from 6,369 to 4,925, respectively. The decrease is due to the decline of sessions cases in general and of dacoity cases in particular.

The provincial percentage of witnesses discharged by Magistrates after the first day fell from 88 to 85. The only improvements from 90 to 93 and from 90 to 92 were in Bahraich and Partabgarh respectively: and the best results were shewn by these districts. Of the other districts, the largest decrease was returned by Lucknow (from 95 to 82), Fyzabad (from 93 to 86), Rae Bareli (from 90 to 85), and Sitapur (from 82 to 77). The lowest percentage was in Sitapur and Unao (77 in each district). The remaining districts averaged from 91 in Gonda to 82 in Bara Banki.

Out of 86,143 witnesses who were examined by Magistrates as against 80,673 during 1909, payments were made to 41,923 witnesses as against 39,389. The amount of expenses paid to witnesses during 1910 is actually larger but proportionately smaller than in the previous year (Rs. 25,709 as against Rs. 25,133 and 9 annas 10 pies per witness instead of 10 annas 3 pies). The district figures vary from 13 annas 9 pies in Fyzabad, 12 annas 4 pies in Sitapur and 12 annas 3 pies in Bara Banki to 4 annas 8 pies in Gonda. The Gonda average (4 annas 8 pies) is much lower than the average of Lucknow (7 annas 11 pies), which is the lowest, excluding Gonda. The figures of the other districts range between 8 and 11 annas.

21. As already stated, insufficient advantage is taken of the Whipping Act, of solitary confinement and of section 250, Code of Criminal Procedure. Such leniency is thoroughly misplaced. The only mode of correction is for District Magistrates to insist on their subordinates using these powers which are all for the protection of the law-abiding public.

The figures for 1910 shew a small increase (from 151 to 165) in the use of section 562 of the Code of Criminal Procedure, but do not approach those for 1907 and 1908 (277 and 287).

Youthful offenders dealt with under the Reformatory Schools Act, VIII of 1897, decreased from 37 to 33. Only 2 instead of 7 were handed over to their parents or guardians.

As there are no statistics to shew the numbers of cases in which use could have been, but was not, made of these provisions of the law, it is not possible to draw any definite conclusions, but it looks as if the courts did not sufficiently exercise their discretion to be lenient when there was hope, and severe when there was no hope, of reformation.

Another point needing comment is the frequent and long delays that occur in the Courts of some Honorary Magistrates, particularly in Fyzabad. Most of the cases are petty ones, which could be finished quickly. Sometimes the presiding officer is hampered by lack of knowledge of law. To remedy this, the Deputy Commissioner of Fyzabad has framed proposals which might be considered by Government. But there have been several cases, where adjournments have been necessary owing to the court not being able to attend on account of private business. When such an excuse is made again and again, it is obvious that the court is at fault and is either too busy in private affairs to undertake public duties, or so little interested in magisterial work that it does not arrange to fix convenient dates beforehand. Such gentlemen should cease to be Honorary Magistrates. It would also be advisable before appointing new Honorary Magistrates to ascertain that the candidates are willing to work regularly on fixed days.

The same remarks apply to Benches, in which, owing to want of arrangement, it often happens that there is no quorum and it is impossible to fix the responsibility on any definite member.

LUCKNOW :

Dated the 15th August 1911.

L. G. EVANS, I.C.S,
Judicial Commissioner of Oudh.

Accompaniments :—

Imperial Returns Nos. I, II, IIA, III, IV, V, VA, VI and XIII, and Provincial Tables A, B, C, D, E, and F.

[Maximum number of pages of the report (excluding statistics) as fixed by the Government of India —10.]

IMPERIAL RETURN No. I—(CRIMINAL).

Showing the number of judicial divisions and the number of officers exercising original and appellate jurisdiction in the Province of Oudh, during the year 1910.

Name of province.	Area.	Population.	Number of divisions for courts under chief courts but superior to chief courts of districts.	Number of districts.	Judges of chief courts of province.	Total number of officers exercising original or appellate jurisdiction.				Total number of cases decided.				Total receipts of the courts.	Total charges of the courts.	Remarks.		
						Judges of other courts superior to chief district courts.	Judges of chief courts of districts.	Judges of district courts other than chief courts.	Judges of other subordinate courts.	Original.		Appellate.						
										Regular.	Miscellaneous.	Regular.	Miscellaneous.					
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17		
														Rs.	Rs.	Grades of judicial officers.	Europeans	Natives.
Territory subject to the Judicial Commissioner of Oudh.	23,966 sq.m.	12,561,734	6	12	3	10	12	69	204	34,339	2,828	3,526	875	22,12,342	23,26,432	Officers exercising both original and appellate jurisdiction. — Judicial Commissioners	3	...
																Officers exercising both original and appellate jurisdiction. — District and Sessions Judges	7	1
																Officers exercising both original and appellate jurisdiction. — Assistant Sessions Judges	...	2
																Officers exercising both original and appellate jurisdiction. — Deputy Commissioners	11	1
																Officers exercising original jurisdiction only. — Assistant Commissioners	12	1
																Officers exercising original jurisdiction only. — Deputy Collectors	2	51
																Officers exercising original jurisdiction only. — City and Cantonment Magistrates	3	...
																Officers exercising original jurisdiction only. — Tahsildars	...	43
																Officers exercising original jurisdiction only. — Honorary Magistrates	5	156
Total for 1909.	23,966 sq.m.	12,833,168	6	12	3	13	12	67	173	30,862	2,650	3,365	960	19,07,346	23,22,938			

For Home and Agricultural Departments.

	Europeans.	Natives.
Judical Commissioners	3	...
District and Sessions Judges... ...	7	1
Assistant Sessions Judges	...	2
Deputy Commissioners	11	1
Assistant Commissioners	12	1
Deputy Collectors	2	51
City Magistrate	1	...
Cantonment Magistrates	2	...
Tahsildars	...	43
Honorary Magistrates	5	156

IMPERIAL RETURN No. II—(CRIMINAL).

Statement of offences reported and persons tried, convicted and acquitted of each class of offence in the province of Oudh, during the year 1910.

Description of offence.		Number of offences reported.	Number of cases returned as true.	Number of cases brought to trial during the year.	Number of persons— Under trial during the year including pending from previous year.	Acquitted or discharged.	Convicted.	Died, escaped or transferred to another province.	Remaining under trial.
1		2	3	4	5	6	7	8	9
Indian Penal Code.									
Offences against the State, Chapter VI		1	...	...	...	...	...	...	...
Offences against the public tranquillity, Chapter VIII		378	278	290	1,532	752	663	4	113
Offences by, or relating to, public servants, Chapter IX		84	57	57	83	38	38	2	5
Contempt of the lawful authority of public servants, Chapter X		760	710	717	1,035	312	671	1	51
False evidence and offences against public justice, Chapter XI		296	254	265	387	166	195	3	23
Offences relating to coin and Government stamps, Chapter XII		42	36	35	42	12	27	...	3
Offences relating to weights and measures, Chapter XIII		30	30	31	44	23	21	...	...
Offences affecting the public health, safety, convenience, decency and morals, Chapter XIV		333	298	303	421	150	254	...	17
Offences relating to religion, Chapter XV		49	21	21	55	43	4	...	8
Offences affecting the human body, Chapter XVI.	Offences affecting life	481	458	462	785	325	408	4	48
	Causing miscarriage, injury to unborn children, exposure of infants and concealment of births	41	39	41	44	9	34	...	1
	Hurt	12,121	8,846	9,003	21,124	18,701	2,021	8	394
	Wrongful restraint and wrongful confinement	234	119	122	315	275	25	...	15
	Criminal force and assault	1,989	1,303	1,326	3,276	2,884	343	2	47
	Kidnapping or forcible abduction, slavery, forced labour, and buying or selling a minor for the purpose of prostitution	183	91	95	177	104	71	...	2
	Rape	63	44	47	52	22	26	...	4
	Unnatural offence	22	21	21	23	6	17	...	...
Offences against property, Chapter XVII.	Theft	3,465	2,609	2,670	4,217	1,677	2,405	19	116
	Extortion	244	72	73	159	126	31	...	2
	Robbery and dacoity	303	183	196	660	349	279	2	30
	Criminal misappropriation of property	76	49	50	71	39	29	1	2
	Criminal breach of trust	418	249	263	317	171	136	3	7
	Receiving or habitually dealing in stolen or plundered property	438	411	429	620	137	449	2	32
	Cheating	514	276	287	416	188	207	2	19
	Fraudulent deeds or disposition of property	6	4	4	6	2	3	1	...
	Mischief	1,465	964	993	2,397	2,057	245	2	93
	Criminal trespass	4,166	3,051	3,115	6,382	4,399	1,754	15	214
Offences relating to documents and to trade or property marks, Chapter XVIII		53	32	40	59	31	24	...	4
Criminal breach of contracts of service, Chapter XIX		3	2	2	6	5	1	...	...
Offences relating to marriage, Chapter XX		1,759	899	928	1,294	1,096	142	3	53
Defamation, Chapter XXI		485	173	176	261	237	23	...	1
Criminal intimidation, insult or annoyance, Chapter XXII		407	153	154	307	266	32	1	8
Total under the Indian Penal Code	1910	30,909	21,732	22,216	46,567	34,602	10,578	75	1,312
	1909	27,882	19,651	20,067	40,929	28,354	11,327	113	1,135

IMPERIAL RETURN No. II—(CRIMINAL)—(concluded).

Statement of offences reported and persons tried, convicted and acquitted of each class of offence in the Provinc of Oudh, during the year 1910.

Description of offence.	Number of offences reported.	Number of cases returned as true.	Number of cases brought to trial during the year.	Number of persons— Under trial during the year including pending from previous ye r.	Acquitted or discharged.	Convicted.	Died, escaped or transferred to another province.	Remaining under trial.
1	2	3	4	5	6	7	8	9
Code of Criminal Procedure, 1898.								
Chapter VIII. Sections 107, 112 to 119—Security for keeping the peace ...	1,203	486	499	2,222	1,224	963	3	32
Chapter VIII. Sections 109, 110, 112 to 119—Security for good behaviour ...	971	922	942	2,019	240	1,747	1	31
Special and Local Laws.								
Arms Act, XI of 1878 and XI of 1882	61	60	61	73	10	60	...	3
Cantonments Act, XIII of 1889 ...	799	779	772	1,260	82	1,171	...	7
Cattle Trespass Act, I of 1871 (amended by Act I of 1891)	2,557	1,967	1,981	5,526	4,953	471	2	100
Companies, Indian——Act, VI of 1882 (amended by Act VI of 1887) ...	1	1	1	1	...	1	...	...
Criminal Tribes and Eunuchs Act, XXVII of 1871 (amended by Act II of 1897)	187	187	192	193	2	183	2	6
Cruelty to Animals Act, XI of 1890 ...	130	130	130	186	25	161	...	...
Emigration Act, XXI of 1883 (amended by Act XVIII of 1890, Act I of 1897, and Act VII of 1897) ...	5	5	5	7	2	3	...	2
European Vagrancy Act, IX of 1874 (amended by Act I of 1879) ...	1	1	1	1	...	1	...	...
Excise on Spirits and Drugs Act, XXII of 1881 (amended by Act VI of 1885 and Act XIII of 1891) ...	311	310	312	389	83	306	...	...
Ferries Act, XVII of 1878 (amended by Act III of 1886)	33	26	28	74	55	19	...	...
Factories Act, XI of 1891 ...	2	2	2	2	...	2	...	...
Forests Act, VII of 1878 (amended by Act V of 1890)	25	25	25	56	22	33	...	1
Gaming and Lotteries Act, III of 1867	76	76	78	598	77	518	...	3
Hackney Carriages Act, XIV of 1879	540	520	525	708	98	604	4	2
Indian Explosives Act, IV of 1884 ...	12	12	12	14	1	13	...	...
Legal Practitioners Act, XVIII of 1879 (amended by Act IX of 1884)	1	1	1	1	...	1	...	...
Muncipal Bye-Laws Act, XV of 1883	2,913	2,748	2,764	3,226	501	2,715	2	8
Opium Act, I of 1878	71	71	72	86	17	69	...	...
Opium Cultivation Act, XIII of 1857	3	3	3	3	...	3	...	...
Poisons Act, I of 1904	1	1	1	1	...	1	...	...
Police District Act, V of 1861 ...	2,587	2,564	2,573	3,761	284	3,474	3	...
Police Town Act, XX of 1856 ...	79	79	79	80	15	65	...	...
Police Road and Village Act, XVI of 1873	2	2	2	2	...	2	...	...
Post Office Act, VI of 1898 ...	7	6	6	6	1	5	...	...
Prisons Act, IX of 1894 (amended by Act XIII of 1898)	4	4	4	4	...	4	...	...
Railways Act, IX of 1890 (amended by Act IX of 1896)	476	444	446	643	92	540	1	10
Registration Act, III of 1877 (amended by Act VII of 1886) ...	1	1	1	1	...	1	...	...
Salt and Saltpetre Act, XII of 1882 ...	8	8	8	10	...	10	...	...
Sanitation Act, II of 1892 (North-Western Provinces and Oudh) ...	377	373	374	738	46	691	1	...
Stage Coaches Act, XVI of 1861, (amended by Act I of 1898) ...	72	71	71	104	11	90	...	3
Sarais and *Paraos* Act, XXII of 1867,	...	...	1	1	...	1	...	...
Stamp Act, II of 1899	193	188	195	236	27	208	1	...
Treasure Trove Act, VI of 1878 ...	2	1	1	1	...	1	...	...
Vaccination Act, XIII of 1880 ...	323	27	27	28	28	...	...	...
Village Police Act, XVII of 1876 ...	27	25	25	25	1	24	...	...
Total under the Code of Criminal Procedure and Special and Local Laws ... 1910	14,061	12,117	12,220	22,286	7,897	14,161	20	208
Total under the Code of Criminal Procedure and Special and Local Laws ... 1909	12,121	10,714	10,811	18,988	7,187	11,569	14	218
GRAND TOTAL ... 1910	44,970	33,849	34,436	68,853	42,499	24,739	95	1,520
GRAND TOTAL ... 1909	40,003	30,365	30,878	59,917	35,541	22,896	127	1,353

JUDICIAL STATEMENT

Showing the general result of the trial of European British

Description of offence.	Persons whose cases were disposed of—										
	By District Magistrates and other 1st class Magistrates.				By Courts of Session.			By High Court.		Total for all courts.	
	Convicted.	Acquitted or discharged.	Committed— To Courts of Session.	Committed— To High Court.	Convicted.	Acquitted or discharged.	Transferred to High Court under section 449 (2) of the Code.	Convicted.	Acquitted.	Convicted.	Acquitted or discharged.
1	2	3	4	5	6	7	8	9	10	11	12
Offences affecting the human body, Chapter XVI, Indian Penal Code. — Attempt to murder ...	...	...	1	...	...	1	...	...	...	...	1
Offences affecting the human body, Chapter XVI, Indian Penal Code. — Voluntarily causing hurt ...	1	...	...	...	...	...	...	...	...	1	...
Offences against property, Chapter XVII, Indian Penal Code. — Theft in dwelling-house, &c....	2	...	2	...	2	...	...	...	...	4	...
Offences against property, Chapter XVII, Indian Penal Code. — Criminal breach of trust ...	2	...	...	...	...	...	...	...	...	2	...
Offences against property, Chapter XVII, Indian Penal Code. — Cheating and dishonestly inducing delivery of property ...	2	1	3	...	2	...	...	...	...	4	1
Offences relating to Documents and to Trade or Property Marks, Chapter XVIII, Indian Penal Code. — Forgery ...	1	...	...	...	...	...	...	...	...	1	..
Offences relating to marriage, Chapter XX, Indian Penal Code. — Marrying again during lifetime of husband or wife.	...	1	...	...	...	...	...	...	...	...	1
Criminal intimidation, insult and annoyance, Chapter XXII, Indian Penal Code. — Intentional insult with intent to provoke breach of the peace ...	...	1	...	...	...	...	...	...	...	...	1
Offences under the Indian Railways Act, IX of 1890. — Drunkenness or nuisance on a railway.	1	...	...	...	...	...	...			1	...
Total ... 1910...	9	3	(a) 6	...	4	1	...	...	...	13	4
Total ... 1909...	22	...	2	...	1	...	1	...	...	23	...

(a) A case against one person committed to

No. II(A)—(CRIMINAL).

subjects in the Province of Oudh, during the year 1910.

Of the total number of persons shown in—										
Columns 2 to 5.			Columns 6 to 8.		Columns 6 to 10.		Columns 11 and 12. Number whose cases were disposed of by—			
							Magistrates.		Sessions Judges.	
Number who claimed to be tried by a mixed jury, section 451 (1) of the Code.	Number who did not so claim.	Number of those in column 13 whose cases were transferred under section 451 (9) of the Code.	Number who claimed a mixed number of assessors, section 450 (2) of the Code.	Number who did not so claim.	Number who claimed to be tried by a mixed jury, section 450 (1) of the Code.	Number who did not so claim.	Being European British subjects.	Other than European British subjects.	Being European British subjects.	Other than European British subjects.
13	14	15	16	17	18	19	20	21	22	23
...	...	...	...	...	...	1	...	...	1	...
...	1	...	...	...	...	...	1	...	...	...
...	2	...	...	...	...	2	2	...	2	...
...	2	...	...	...	...	...	2	...	...	...
...	3	...	...	...	2	...	3	...	2	...
...	1	...	...	...	...	...	1	...	...	...
...	1	...	...	...	...	...	1	...	...	...
...	1	...	...	...	...	...	1	...	...	...
...	1	...	...	...	...	...	1	...	...	...
...	12	...	...	...	2	3	12	...	5	...
...	24	...	...	1	...	...	21	1	1	...

sessions remained pending at the close of the year.

IMPERIAL RETURN No. III—(CRIMINAL).

Miscellaneous proceedings under the Code of Criminal Procedure in the Province of Oudh, during the year 1910.

Nature of proceedings.	Total number of cases before the courts during the year.	Number of persons concerned.	Number of persons discharged.	Number of persons convicted.
1	2	3	4	5
1. Proceedings against witnesses under Chapter VI C and section 485 of Chapter XXXII...	31	49	37	11
2. Proceedings under Chapter VIII to prevent breach of the peace	499	2,222	(a) 1,227	963
3. Proceedings under Chapter VIII—security for good behaviour	942	2,019	(b) 241	1,747
4. Proceedings against local nuisances, Chapter X	248	538	271	194
5. Possession, Chapter XII	114	306	176	121
6. Frivolous or vexatious accusations summarily dealt with under Chapter XX, section 250...	135	143	2	141
7. Non-attendance of jurors and assessors, Chapter XXIII, section 332	20	21	11	10
8. Maintenance, Chapter XXXVI	705	694	546	133
9. Forfeiture of bail or recognizance under Chapter XLII	130	186	93	90
10. Proceedings under Chapter XLVI, section 563, against convicted offenders released under section 562	10	10	3	7
Total 1910	2,834	6,188	2,607	3,417
Total 1909	2,652	5,582	2,321	3,096

(a) Including three persons who died, escaped, or were transferred to another province.

(b) Including one person who died.

IMPERIAL RETURN No. IV—(CRIMINAL).

Showing the general result of criminal trials in the tribunals of various classes in the Province of Oudh, during the year 1910.

Class of Courts.	Total number of persons under trial.	Persons whose cases were disposed of.										Persons remaining under trial at the close of the year.	Number of cases disposed of during the year.	Average number of days during which each case lasted.	Number of witnesses examined.
		Died, escaped or transferred to another province.	Discharged or acquitted.	Convicted.											
				On regular trial.				On summary trial.							
				Sentence passed.	Released on probation, section 562, Code of Criminal Procedure.	Youthful offenders dealt with under section 31, Act VIII of 1897.		Sentence passed.	Released on probation, section 562, Code of Criminal Procedure.	Youthful offenders dealt with under section 31, Act VIII of 1897.		Committed or referred.			
						Discharged after admonition.	Delivered to parent or guardian.			Discharged after admonition.	Delivered to parent or guardian.				
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17
Subordinate Magistrates. Honorary Magistrates sitting singly ...	13,969	17	11,240	2,292	...	...	...	6	...	...	...	1	413	5,826	11·35	11,085
Stipendiary Magistrates sitting singly ...	47,181	68	28,035	11,968	89	1	1	4,934	46	28	...	1,064	947	22,789	9·20	70,261
Benches of Magistrates ...	6,959	8	2,719	2,713	...	...	...	1,441	...	...	...	...	78	4,919	5·66	4,208
District and Divisional Magistrates—Cases referred under sections 347/349, Code of Criminal Procedure ...	467	...	44	260	29	2	1	130	...	...	...	1	...	190	2·24	160
Chief Magistrates of Districts ...	194	1	98	35	...	...	...	55	1	...	...	4	...	97	16·85	351
Deputy Commissioners under section 30, Act V of 1898 ...	26	...	2	23	...	...	...	1	...	...	...	...	...	9	19	78
Total of Magistracy. 1910	68,796	94	42,138	17,291	118	3	2	6,567	47	28	...	1,070	1,438	33,830	9·04	86,143
Total of Magistracy. 1909	59,733	123	34,956	15,864	97	...	6	6,011	54	30	1	1,313	1,278	30,263	9·25	80,673
Sessions Judges. 1910	1,127	1	361	683	...	...	...	...	...	...	...	...	82	509	35·52	4,925
Sessions Judges. 1909	1,497	4	585	833	...	...	...	...	...	...	...	...	75	599	39·48	6,369

IMPERIAL RETURN No. V—(CRIMINAL).

Showing punishments inflicted by the various criminal tribunals in the Province of Oudh, during the year 1910.

Class of Courts.	Persons sentenced to —								Persons ordered to find or give security or recognizance to keep the peace or security for good behaviour.	Persons imprisoned in default of security for good behaviour.	Detail of punishment.																Number of boys whose sentences were commuted to detention in a Reformatory School.
				Imprisonment.							Fine.									Imprisonment.					Whipping.			
	Death.	Transportation.	Penal servitude.	Rigorous.	Simple.	Forfeiture of property.	Fine.	Whipping.			Rs. 10 and under.	Rs. 50 and under.	Rs. 100 and under.	Rs. 500 and under.	Rs. 1,000 and under.	Above Rs. 1,000.	Total amount of fines imposed during the year.	Total amount of fines realised during the year.	Amount paid by way of compensation.	15 days and under.	6 months and under.	2 years and under.	7 years and under.	Above 7 years.	10 stripes.	20 stripes.	30 stripes.	
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29
																	Rs.	Rs.	Rs.									
Subordinate Magistrates. Honorary Magistrates sitting singly ...	...	...	...	568	72	...	1,737	4	1	...	1,592	142	3	...	...	...	8,739	8,088	1,179	207	406	27	...	...	1	3	...	...
Stipendiary Magistrates sitting singly	...	...	...	4,420	283	...	9,359	767	2,799	1,752	8,048	1,200	94	13	4	..	68,242	57,109	10,571	637	2,646	3,102	70	...	203	437	124	7
Benches of Honorary Magistrates	...	...	...	85	27	...	4,064	...	...	...	4,016	47	1	...	...	...	5,576	5,357	434	67	45	...	...	...	...	...	...	...
District and Divisional Magistrates—Cases referred under sections 347/349, Code of Criminal Procedure	...	...	...	58	3	...	130	177	19	...	127	3	...	...	...	...	308	308	45	8	35	17	1	...	53	106	18	...
Chief Magistrates of Districts ...	...	...	...	16	3	...	74	2	2	1	67	6	...	...	1	...	1,377	1,461	138	5	5	10	...	...	1	1	...	...
Deputy Commissioners under section 30, Act V of 1898 ...	...	...	...	8	...	...	1	...	17	2	1	...	...	...	...	...	10	10	...	...	...	2	8	...	...	...	...	...
Courts of Session ...	68	131	...	480	5	...	25	13	4	34	...	7	5	13	...	...	3,875	681	150	2	35	99	305	78	...	10	3	...
Total ... 1910	68	131	...	5,635	393	...	15,390	963	2,842	1,789	13,851	1,405	103	26	5	...	88,127	73,014	12,517	926	3,172	3,257	384	78	261	557	145	7
1909	42	111	...	6,219	377	...	13,060	1,241	2,556	1,909	11,275	1,683	84	18	...	...	83,701	74,737	11,036	954	3,317	3,581	545	108	327	716	198	4

JUDICIAL STATEMENT No. VA—(CRIMINAL).

Showing the particulars of whippings inflicted by the criminal tribunals in the Province of Oudh, during the year 1910.

PART I.

Showing whippings inflicted under sections 2 and 3, Act VI of 1864, in lieu of other punishments.

Offences for which awarded.	Number of persons awarded.			
	5 to 10 stripes.	11 to 20 stripes.	21 to 30 stripes.	Total.
1	2	3	4	5
In lieu of other punishments.				
(SECTIONS 2 AND 3 OF ACT VI OF 1864.)				
1. Theft, as defined in sections 378 to 382, Indian Penal Code	171	336	74	581
2. Dishonestly receiving stolen property, as defined in sections 411, 412 and 414, and cheating, as defined in section 420, Indian Penal Code	7	5	2	14
3. Lurking house-trespass or house-breaking, as defined in section 454, Indian Penal Code...	15	20	6	41
4. Lurking house-trespass or house-breaking by night, as defined in section 457, Indian Penal Code	27	105	29	161
5. Lurking house-trespass or house-breaking by night, as defined in sections 444, 446 and 456, Indian Penal Code	1	5	8	14
6. House-breaking, as defined in section 445, Indian Penal Code	...	21	2	23
7. House-trespass, as defined in section 452, Indian Penal Code	...	1	...	1
8. Lurking house-trespass, as defined in sections 443 and 453, Indian Penal Code ...	1	5	...	6
9. Offences under section 354, Indian Penal Code	1	1	...	2
10. Robbery, as defined in section 392, Indian Penal Code	...	1	...	1
11. Offences under section 19, Act XXVII of 1871	16	16	...	32
12. Rape, as defined in section 376, Indian Penal Code	...	3	...	3
13. Mischief by fire, as defined in section 436, Indian Penal Code	...	1	...	1
14. Offences under section 241, Indian Penal Code	1	...	...	1
On 1st conviction	237	501	120	858
On re-conviction	3	19	1	23
Total ... 1910 ...	240	520	121	881
Total ... 1909 ...	328	678	170	1,176

JUDICIAL STATEMENT No. VA—(CRIMINAL).

PART II.

Showing whippings inflicted in addition to other punishments, sections 3 and 4, Act VI of 1864.

Offences for which awarded.	Number of persons awarded.			
	5 to 10 stripes.	11 to 20 stripes.	21 to 30 stripes.	Total.
1	2	3	4	5
In addition to other punishments.				
(SECTIONS 3 AND 4.)				
A. Section 3.				
1. Theft, as defined in sections 378 to 381, Indian Penal Code	5	2	4	11
2. Dishonestly receiving stolen property, as defined in section 411, Indian Penal Code	...	...	3	3
3. House-breaking by night, as defined in section 457, Indian Penal Code ...	1	2	2	5
4. Offences under section 19, Act XXVII of 1871	...	2	...	2
B. Section 4.				
1. Rape, as defined in section 376, Indian Penal Code	...	2	3	5
2. Unnatural offence, as defined in section 377, Indian Penal Code ...	1	...	...	1
Total ... 1910 ...	7	8	12	27
Total ... 1909 ...	3	25	34	62

JUDICIAL STATEMENT No. VA—(CRIMINAL).

PART III.

Showing whippings inflicted under section 5, Act VI of 1864, on juveniles for offences other than those specified in Parts I and II.

Offences.	Number of persons awarded.			
	5 to 10 stripes.	11 to 20 stripes.	21 to 30 stripes.	Total.
1	2	3	4	5
1. Voluntarily causing hurt by dangerous weapons, &c., as defined in section 324, Indian Penal Code	1	1	...	2
2. Assault or criminal force otherwise than on grave and sudden provocation, as defined in section 352, Indian Penal Code ...	1	...	...	1
3. Rape, as defined in section 376, Indian Penal Code	...	2	..	2
4. Offences under sections 376/511, Indian Penal Code	...	...	1	1
5. Unnatural offence, as defined in section 377, Indian Penal Code	1	...	...	1
6. Criminal breach of trust, as defined in section 406, Indian Penal Code ...	...	1	...	1
7. Assisting in concealment of stolen property, as defined in section 414, Indian Penal Code	...	1	...	1
8. Offences under sections 429/511, Indian Penal Code	1	...	...	1
9. Lurking house-trespass or house-breaking, as defined in section 454, Indian Penal Code	3	5	3	11
10. Lurking house-trespass or house-breaking by night, as defined in section 456, Indian Penal Code	...	1	...	1
11. Lurking house-trespass or house-breaking by night &c., as defined in section 457, Indian Penal Code	3	15	10	28
12. Offences under Act IX of 1890 ...	...	2	...	2
13. Offences under Act XI of 1890 ..	1	2	...	3
On 1st conviction	11	29	14	54
On re-conviction	...	1	...	1
Total ... 1910	11	30	14	55
Total ... 1909	1	3	...	4

JUDICIAL STATEMENT No. VA—(CRIMINAL).

PART IV.

Showing relative number of times whipping was awarded as compared with other punishments.

Punishments.	Number.
1	2
1. Total number of whippings awarded	963
2. Total number of other punishments in cases in which whipping might have been awarded	2,894
3. Total number of all punishments in cases in which whipping might have been awarded (total of headings 1 and 2)	3,857
4. Percentage of whippings on total number of all punishments (percentage of heading 1 on heading 3)	24·96

IMPERIAL RETURN No. VI—(CRIMINAL).

Showing the result of appeals and revisions in criminal cases in the Province of Oudh, during the year 1910.

Tribunals.	Total number of appellants or applicants before the courts.	Number of persons.										Average number of days each appeal lasted.	Number of persons dealt with under—		Remarks.		
		Died, escaped or transferred to another province.	Appeals or applications rejected.	Sentences or orders confirmed.	Sentences enhanced.	Sentences reduced or otherwise altered.	Sentences reversed.	Proceedings quashed.	New trial or further enquiry ordered.	Referred for revision to High Court.	Pending trial.		Section 106 (3), Code of Criminal Procedure.	Section 8, clause 2, of the Reformatory Schools Act.			
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16		
Appeals.																	
To Chief Magistrates of Districts	1,813	...	171	1,099	1	165	305	...	9	...	63	12·41	...	...			
To Sessions Courts ...	2,214	10	1,101	609	...	224	210	11	7	...	42	9·72	...	...			
Superior Court — By persons convicted ...	589	...	48	355	...	54	81	...	...	...	51	36·58	...	...			
Superior Court — By Government ...	12	...	...	2	...	...	3	...	...	...	7	24	...	...			
Total ... 1910 ...	4,628	10	1,320	2,065	1	443	599	11	16	...	163	14·35	...	...			
Total ... 1909 ...	4,344	5	1,257	1,946	3	491	509	1	29	2	101	14·96	...	...			
Revisions.																	
By Chief Magistrates of Districts ...	294	...	324	393	3	3	20	8	105	26	19	9·56	...	...	Applications by complainants against accused. 255	273	607
By Courts of Session ...	327	...	311	213	3	4	3	18	29	24	18	11·68	...	...	98	105	296
By Superior Court ...	326	...	104	158	3	27	40	...	7	...	20	27·06	...	...	14	14	33
Total ... 1910 ...	947	...	739	764	9	34	63	26	141	50	57	14·82	...	...	367	392	936
Total ... 1909 ...	1,462	...	735	1,168	7	29	245	11	195	70	28	13·5	...	...	333	391	1,026

IMPERIAL RETURN No. XIII—(CRIMINAL).

Showing the use of jurors and assessors in the criminal courts in the Province of Oudh, during the year 1910.

Class of Courts in which assessors are employed distinguishing Criminal from Civil Courts.	Established or average number of jurors or assessors in each case, and prescribed qualifications.	Number of cases tried by jury.	Number of cases with assessors.	Jury Trials.					Assessors' Trials.		
				Cases in which the judge approved of the verdict.	Cases in which the Judge did not approve of the verdict.		Number of persons of the verdict in respect to whom the Judge disapproved.		Number of cases in which the Judge agreed with assessors.	Number of of cases in which the Judge differed from—	
					Wholly.	Partially.	Whose cases he referred under section 307, Code of Criminal Procedure.	Whose cases he did not refer under section 307, Code of Criminal Procedure.		One assessor.	Both assessors.
1	2	3	4	5	6	7	8	9	10	11	12
Sessions Judge, Lucknow ...	5 Jurors. 2 Assessors.	31	62	26	4	1	6	...	43	3	16
,, ,, Sitapur ...	2 ,,	...	129	...	...	...	...	...	100	9	20
,, ,, Hardoi ...	3 ,,	...	92	...	...	...	...	...	60	7	25
,, ,, Fyzabad ...	3 ,,	...	39	...	...	...	...	...	35	1	3
,, ,, Gonda ...	2 ,,	...	97	...	...	...	...	...	70	22	5
,, ,, Rae Bareli ...	2 ,,	...	50	...	...	...	...	...	45	...	5
Total ... 1910 ...	...	31	469	26	4	1	6	...	353	42	74
Total ... 1909 ...	...	31	553	28	3	...	4	...	412	62	79

NOTE

ON THE

Administration of Criminal Justice

IN THE PROVINCE OF OUDH,

DURING THE CALENDAR YEAR ENDING 31st DECEMBER 1911;

WITH STATEMENTS.

LIBRARY
OF THE
BOMBAY
BRANCH
OF THE
ROYAL ASIATIC SOC

ALLAHABAD:

PRINTED BY F. LUKER, SUPDT., GOVERNMENT PRESS, UNITED PROVINCES.

1912.

Note on the Administration of Criminal Justice in the Province of Oudh, during the calendar year ending 31st December 1911.

1. The Additional Sessions Judge of Lucknow and Hardoi worked throughout the year and held all the sessions of the Bara Banki and Unao districts. For 7 months the Additional Sessions Judge, Gonda, took all the criminal work from the Bahraich district. His services were dispensed with from October, as the district was remarkably free from serious crime. **Judicial Statement No. I.**

The two Assistant Sessions Judges were posted to Sitapur and to Hardoi. The former in addition to civil work decided 37 sessions cases during the year. The latter was able to spare but little time for criminal work.

2. The record of crime in 1911 shows much the same features as in 1910. Again, there was an increase in minor offences accompanied by a decrease in heinous crime: and, again, the most marked rise was in cases of a *quasi* civil nature. These are the signs of increased prosperity and were to be expected. **Judicial Statement No. II.**

Cases affecting life decreased by 79 or 16 per cent.: robbery and dacoity remained stationary. On the other hand, offences under the head of hurt increased by 974 or 8 per cent., and of criminal force and assault by 180 or 9 per cent., while criminal intimidation (+71 or 17 per cent.), cattle trespass (+494 or 19 per cent.), marriage offences (+255 or 14 per cent.), breach of trust (+94 or 23 per cent.), misappropriation (+48 or 63 per cent.), defamation (+82 or 17 per cent.), were far more rife. Analysis of the cases of hurt brings to light the same tendency: whereas cases of an aggravating nature (sections 325 to 331 and 333 of the Penal Code) fell in number from 714 to 687, those of a less important nature rose from 11,407 to 12,408.

Theft was the same as in 1910. Criminal trespass increased by 473, but of this increase 283 is due to minor cases (sections 447, 448, 453, 456, 461 and 462 of the Penal Code).

Under the Indian Penal Code the percentage of cases returned as true to offences reported diminished from 70 to 68, and of persons convicted to persons under trial from 22 to 21. The same features were noticed in last year's report, and the causes (increases in compoundable cases and particularly cases of hurt and assault) are the same. In nine out of the twelve districts the percentage of compoundable cases to institutions increased.

3. Offences affecting life decreased in eight districts. The largest increase was only of 6 in Lucknow. Robberies and dacoities decreased in six and increased in five districts. The most noticeable fall was in Bahraich, where dacoities and robberies reported decreased by 21 and 14 respectively. This fall followed a similar one in 1910 and shows that at last the gangs of dacoits that infested the district since the famine have been dispersed or imprisoned.

In Rae Bareli dacoities reported rose from 5 to 15, and those returned as true from 4 to 15. No explanation has been given, but quite lately (May 1912) a very large gang has been convicted by the Sessions Judge, most, if not all, of the members of which came from the Allahabad district. There has also been a slight recrudescence of dacoities in Bara Banki, 9 cases having been returned as true as against 2 in 1910.

4. The district figures for minor offences under the Penal Code do not show any marked variations from those for the province. In only four districts did cases of hurt and assault decrease: in two the decrease was but 1 per cent., and the highest figure (8 per cent. only) was returned by Bahraich. The largest increase (of 33 per cent.) was in Bara Banki, which district also recorded the largest increase (23 per cent.) in cases of theft. In Partabgarh theft rose by 20 per cent., and in Fyzabad and Gonda fell by 14 per cent., but in eight districts the difference between 1910 and 1911 was only 10 per cent. or less. Ten districts show increases in marriage offences, and only three report decreases in cases of defamation.

Nearly two-thirds of the rise in criminal trespass of a serious kind occurred in Kheri and Hardoi. For the decrease (100) in prosecutions for contempt of the lawful authority of public servants, Kheri (—74), Bahraich (—30) and Sitapur (—26) are chiefly responsible. In 1910 these same districts had shewn large increases of 85, 25, and 33 respectively. So in cases affecting the public health, Unao is most remarkable for a decrease of 64 after an increase of 72. Possibly vigorous action in 1910 has been effective in its result.

5. Cases under the Cattle Trespass Act were more numerous in eight districts. In five of these the increase was over 20 per cent., Partabgarh with a rise of 114 per cent. heading the list: the smallest increase was of 11 per cent. The largest decrease was only of 17 per cent. in Rae Bareli.

Prosecutions under other Special or Local Acts vary according to local circumstances. The largest differences were:—

Hackney Carriage Act—Lucknow (+183), Bara Banki, (+100), Fyzabad (+136).

Municipal Byelaws Act—Lucknow (+147), Gonda (+131), Bahraich (+100), Fyzabad (+89), Sitapur (—107), Hardoi (—77), Rae Bareli (—72).

Police District Act—Sitapur (+182), Unao (+149), Bara Banki (—206), Bahraich (—169), Sultanpur (—83 per cent.).

Water Works Act—Lucknow (+105).

Cantonments Act—Lucknow (—236).

Sanitation Act—Sitapur (—151).

Vaccination Act—Lucknow (—166).

Judicial Statement No. II-A.

6. Two European British subjects claimed to be tried by a jury. One, a private accused of murder, was committed to the High Court, which acquitted him. The other was convicted.

Judicial Statement No. III.

7. Security for good behaviour was taken from 1,126 persons as against 1,747 in the previous year. The number of cases, in which two or more bad characters were prosecuted, simultaneously decreased. The most noteworthy decreases were in Gonda, Bahraich, Fyzabad, Unao, Hardoi and Bara Banki. In Gonda and Bahraich numerous prosecutions had been found necessary in 1910 on account of the many gangs of dacoits, and the decrease is natural. In Unao and Hardoi the District Magistrates are apparently satisfied that sufficient action was taken last year, but Mr. Pert is of opinion that security, in many cases, ought to be taken for longer periods than one year. The District Magistrate of Fyzabad is not satisfied that the courts were active enough, and has ordered them to act more vigorously.

The worst results were in Rae Bareli where 19 per cent. of the persons whose cases were disposed of were discharged. Poor results were also had in Bara Banki, Sitapur and Hardoi where discharges were 17 per cent. of disposals.

Cases for security for breach of the peace rose by 3 per cent., but the number of persons concerned and the percentage of persons convicted to persons concerned decreased. The largest fall was in Lucknow.

As in the previous year, proceedings against witnesses and local nuisances were most numerous in Unao.

Action under section 250, chapter XX, under chapter XVII, and under section 563, chapter XLVI of the Criminal Procedure Code, is so exiguous as to render comment useless, but the efforts of District Magistrates to induce the courts to punish complainants in frivolous or vexatious cases have resulted in 169 instead of 141 punishments. In view of the inveterate repugnance of the courts from making use of this power it would perhaps be presumptuous to hope for a still larger increase next year.

Judicial Statement No. IV.

8. As regards work done, the feature of the year was a substantial increase in courts of Honorary and Bench Magistrates, coupled with a decrease in courts of Stipendiary Magistrates (including Special and District Magistrates). This feature was doubtless chiefly due to the increase in minor and the decrease in serious crime: but it was probably also due to an increased inclination on the part of the higher and paid courts to transfer petty cases to the honorary courts, whose *raison d'être* and function it is to decide such cases; if this is so, it is a cause for satisfaction.

In stipendiary courts cases disposed of decreased by 635 to 22,450, persons dealt with by 1,974 to 45,894, and persons convicted by 1,733 to 15,871. On the other hand, honorary courts disposed of 13,010 as against 10,745 cases, dealt with 27,026 persons as against 20,928, and convicted 7,917 as against 6,452.

It is noticeable that the increases in honorary courts were much larger actually and still more so proportionately than the decreases in the stipendiary courts.

Long pending cases.

9. With an increase in disposals it would be natural to expect an increase in cases disposed of after six weeks or longer, but it is a matter of regret that the latter increase was out of all proportion to the former, being from 609 to 773 or of 27 per cent. (as against 4·8 per cent. only as regards disposals). Six districts, Hardoi, Gonda, Fyzabad, Sitapur, Kheri and Unao are responsible for the increase.

The districts to which the doubtful honour of having returned the largest proportion of cases decided after six weeks to total decisions belongs, are, Gonda

(5·7 per cent.), Sitapur (5·4 per cent.), Hardoi (3·6 per cent.), Kheri (2·6 per cent.), and Partabgarh (2·1 per cent.). Gonda gives no explanation. In Sitapur the culprits were two Deputy Magistrates who returned 41 and 83 such cases. In Hardoi the staff during the latter part of the year was very short-handed and hard-worked and the record is excusable. Partabgarh showed a decided improvement, although the average is still high.

In Fyzabad two Honorary Magistrates were responsible for 52 out of the 81 cases. The attention of the District Magistrate was drawn to the matter with beneficial results.

Bahraich, Unao, Sultanpur and Bara Banki returned percentages of under 1. Bara Banki, for the second year in succession, was best: only 5 cases out of 2,214 lasted over six weeks. Were it not for the Bench of Magistrates in Lucknow city, Lucknow would also have had a record of under 1 per cent.

Duration.

10. The average duration of trials rose from 9·04 to 9·33 days. The decisive factors were the increases in courts of Honorary and Bench Magistrates, in which the average durations were 12·25 as against 11·35 days, and 6·20 as against 5·66. In stipendiary courts the average was practically the same as in 1910 (9·16 instead of 9·20). The districts in which Stipendiary Magistrates took longest to decide cases were Hardoi (average 13·10 days), Kheri (12·79), Unao (11·29), and Sitapur (11·24).

Convictions.

11. As is natural in a year, in which minor offences were more than usually numerous, the percentage of convictions fell—in stipendiary courts from 37 to 35, in honorary courts from 31 to 29.

District percentages varied much, Lucknow, for instance, returned a percentage of 65, but Sultanpur one of 18 only. The following table gives details :—

Lucknow ...	65	Kheri ...	34	Gonda ...	28	Hardoi ...	23
Bara Banki ...	38	Sitapur ...	33	Unao ...	26	Partabgarh ...	19
Bahraich ...	36	Fyzabad ...	32	Rae Bareli ...	25	Sultanpur ...	18

These variations are, in the main, due to two factors. In the first place, there is a far greater chance of a conviction in prosecutions under the Code of Criminal Procedure, Municipal and other Special or Local Acts (excluding the Cattle Trespass Act) than in prosecutions under the Indian Penal Code and a far smaller chance in cases under the Cattle Trespass Act. In fact, the percentage of persons convicted to persons accused under the first group of Acts mentioned above was 80 for the province, and only varied from 61 in Sultanpur to 86 in Lucknow: whereas in cases under the Indian Penal Code the provincial percentage was 22 (the limits being 12 in Rae Bareli and 36 in Lucknow) and in offences under the Cattle Trespass Act it was as low as 10.

In the second place, the proportions borne by the numbers of persons prosecuted under these three separate heads to the total number of persons prosecuted vary enormously in different districts :—

Percentage to total number of persons accused—

Districts.	Of persons accused under—		
	Code of Criminal Procedure, Municipal and other Special or Local Acts.	Indian Penal Code.	Cattle Trespass Act.
Lucknow	57	38	5
Bara Banki	22	71	6
Bahraich	21	70	8
Rae Bareli	21	71	7
Fyzabad	21	70	8
Sitapur	18	71	10
Hardoi	18	72	10
Gonda	15	75	9
Kheri	15	73	11
Unao	14	78	8
Partabgarh	9	75	16
Sultanpur	6	75	18

A comparison of this table with that given above seems to show that convictions in Rae Bareli and Hardoi are very low.

Taking cases under the Indian Penal Code alone we get the following results :—

Percentage to total number of persons accused under the Indian Penal Code :—

Districts.	Of persons accused of compoundable offences.	Of persons convicted.
Lucknow ...	60	36
Kheri ...	62	28
Bara Banki ...	63	27
Sitapur ...	64	26
Bahraich ...	66	27
Gonda ...	67	20
Unao ...	71	21
Partabgarh ...	75	14
Hardoi ...	75	15
Rae Bareli ...	78	12
Sultanpur ...	80	17
Fyzabad ...	83	18

According to this table, convictions in Gonda, Unao, Partabgarh, Hardoi and Rae Bareli seem to be unnecessarily low.

In Unao, Hardoi and Partabgarh it is possible that part of the cause for this is that Honorary and Bench Magistrates try a large proportion of the cases (but there are no separate figures for such courts for offences under the Indian Penal Code only), and that in these districts the honorary courts return very low percentages (9 to 22) of convictions. But it is noticeable that three out of the four districts returning the lowest proportion of dismissals under section 203, Code of Criminal Procedure, are Rae Bareli (22 per cent.), Unao (25 per cent.), and Hardoi (26 per cent.). The provincial percentage for such dismissals is 29.

Honorary Magistrates and Benches.

12. It has already been said that the work done by Honorary Magistrates and Benches increased very largely. Honorary Magistrates sitting singly decided 7,395 cases, an increase of 26 per cent., in which 17,982 accused (32 per cent. more than in 1910) were concerned. Only 2,644 were convicted, the proportion being 15 in 100, as against 17 in the previous year. The large majority of these cases were compoundable cases under the Indian Penal Code.

Benches disposed of 5,615 cases involving 8,542 accused, the increases over the previous year's figures being 696 and 1,661 respectively. 5,273 persons were convicted, *i.e.*, the percentage of convictions was 62, against 60 in the previous year. The largest number of cases were decided by Benches in Lucknow, Fyzabad and Gonda. In the first two courts convictions averaged 69 and 77 per cent.: the cases were mostly under Municipal and other Special or Local Acts, and, therefore, convictions were numerous.

Attention was called last year to the frequent delays that occur in the disposal of cases by honorary courts. It cannot be said that the record of the year under report shows any improvement. The Deputy Commissioner of Lucknow, for instance, writes, "The City Bench are the worst offenders. . . . . They seem to think that the mere fact that an accused or a pleader asks for an adjournment is sufficient reason for allowing it." The Deputy Commissioner of Sitapur remarks that "the Sitapur Bench has been very dilatory in several cases." The Deputy Commissioner of Sultanpur notes that "the average duration in the courts of Honorary Magistrates, who have the same type of cases as Tahsildars, is three times as long as in the courts of the latter." The Sessions Judge of Lucknow says (in respect of delays in general in all courts), "The practice of deferring all cross-examinations to a future hearing is objectionable."

Courts, in fact, should remember that the convenience of witnesses is just as important as that of pleaders and parties and even if both the complainant and the accused join in asking for an adjournment, their agreement in no way affects the witnesses.

In Lucknow Raja Sir Shaban Ali Khan, K.C.I.E., is again commended for the quality of his work.

In Bara Banki and Unao all the Honorary Magistrates are said to have done well.

Kunwar Durga Prasad, Saiyid Muhammad Jawwad and Pandit Lajja Ram are specially mentioned by the Deputy Commissioner, Hardoi.

Babu Abul Qasim Khan's work in Fyzabad is said to have been especially good.

The Deputy Commissioner of Bahraich speaks well of Bhaiya Rajendra Bahadur Singh and Thakur Lal Bahadur Singh, Rai Bahadur.

13. In Sessions Courts 70 out of every 100 accused were convicted. Excluding the Assistant Sessions Judge, Hardoi, who only tried 4 persons and convicted all of them, the highest proportion of convictions was to be found in the courts of the Assistant Sessions Judge, Sitapur (93 per cent.), of the Additional Sessions Judge, Gonda (86 per cent.), and of the Sessions Judges of Lucknow and Fyzabad (85 per cent.). The lowest percentage was 54, returned by the Sessions Judge, Sitapur. Sessions Courts.

The average duration of cases, calculated from the date fixed for hearing to the date of judgment being delivered, varied considerably. The best courts in this respect were those of the Sessions Judges of Lucknow (1·52), Rae Bareli (1·66), Fyzabad (1·96), of the Additional Sessions Judge of Gonda (1·89), and of the Assistant Sessions Judges of Sitapur and Hardoi, which all returned under 2 days. Of the other 5 courts the Sessions Judges of Gonda and Hardoi averaged 2·25 and 3·5 days. These figures are noteworthy when compared with those of the Sessions Judge of Sitapur, and of the Additional Sessions Judge of Lucknow and Hardoi. In the case of the Sessions Judge of Sitapur the long duration of 4·83 days is due to the long time taken by him in considering his judgments and might well be shortened. As regards the court of the Additional Sessions Judge of Lucknow and Hardoi, in which the average was 6·08 days in Bara Banki, and 5·88 days in Unao, the figures are due to the slow habits of work of the Judge who held that post from April onwards.

14. The percentage for the province of cases in which Magistrates (exclusive of Honorary Magistrates and Benches) passed sentences of solitary confinement to cases in which they awarded rigorous imprisonment rose from 15 to 18. Kheri (34), Sitapur (30), Rae Bareli (25), Gonda (24), and Bahraich (20) returned the highest percentages. Lucknow was again lowest with 5. In the other 6 districts the percentage varied from 11 to 16. Four of these districts, Partabgarh, Sultanpur, Hardoi and Unao are 4 out of the 5 districts returning the lowest percentages of convictions. It would seem that at any rate in these districts the magisterial work needs improvement. Judicial Statement No. V.

The rise in the percentage was striking in the Courts of Session—in Sitapur (48 per cent. as against 5), Fyzabad (47 against 27), Lucknow (43 as against 12), and Rae Bareli (15 against nil); but the Sessions Judges of Gonda and Hardoi only used this form of punishment once each.

It is but natural to find that Honorary Magistrates and Benches hardly ever award solitary confinement—only in 5 cases out of every 100 in which they might.

15. Of the fines imposed 92 per cent. were realised. In Sitapur and Fyzabad realisations were over 98 per cent.; whereas in Kheri they were only 74 per cent. Judicial Statement No. V. and Table D.

16. The courts made less use than ever of the salutary punishment of whipping. The percentage of cases in which it was awarded to cases in which it could have been awarded fell from nearly 25 to 20. Judicial Statement No. V.A, Part IV.

In Partabgarh, Hardoi and Unao the figures (6, 7 and 9 per cent.) were ridiculously low. These are the same three districts in which the Magistrates are most unwilling to award solitary confinement.

Magistrates not empowered to pass a sentence of whipping should always proceed under section 349, Code of Criminal Procedure, when such a sentence appears desirable.

17. Owing to the increase in minor offences and decrease in serious crime, the number of appeals to Magistrates increased, while those to Sessions Judges decreased. At the same time the number of applicants for revision diminished in both classes of courts, a satisfactory feature. The percentage of appeals confirmed to those disposed of increased both in Courts of Magistrates and of Session. Judicial Statement No. VI.

Judicial Commissioner's Court.

18. The work of this Court was considerably less than in 1910 and has now returned to normal figures. The pending file at the end was smaller than at the beginning of the year. There was practically no difference in the results of appeals and revisions, the percentages of sentences that were reversed or modified being 24 and 22 as against 25 and 22 in the previous year.

Four appeals from acquittal involving 13 persons were disposed of: of the 13 accused 10 were convicted and 3 acquitted.

Table C.

19. It is satisfactory to note that the percentage of unnecessary witnesses summoned by Magistrates was smaller than in the previous year. The reverse was, however, the case in regard to Sessions Courts, and it is probable that committing Magistrates are not careful enough in sending only necessary witnesses to the Courts of Session.

The percentage of witnesses discharged by Magistrates on the first day increased from 85 to 87, but the percentage of those discharged after the second day also increased.

Fewer witnesses, both actually and proportionately, were given diet-money, but the average cost per witness paid rose by 2 pies to 10 annas.

General.

20. I have criticised the courts of Honorary and Bench Magistrates in general for their tendency to delay. This is an important matter, but it is probable that the courts in question have not hitherto realised the fact mentioned in paragraph 12, that witnesses are entitled to just as much consideration as the parties in a case. In India, in particular, the path of justice is often made difficult by the unwillingness of respectable persons to give evidence. One reason for this unwillingness is the knowledge that a witness may be called and recalled again and again without any attention to his convenience; once this practice is put a stop to, a valid objection to give evidence will have been removed. I have hopes that an appreciation of this point of view will induce the courts to more speedy despatch of business.

At the same time I would like to emphasise what is perhaps the leading feature of the year's work—the increased volume of help which the honorary courts have given to Stipendiary Magistrates—and to express a hope that this help will continue to grow, and that the satisfaction which most Deputy Commissioners have expressed regarding the work of the honorary courts, will be even more general than it has been this year.

21. Judicial Statement No. V-A was not amended when the Whipping Act IV of 1909 was passed. A proposal is being sent up to substitute for the old form the form now used by the North-Western Provinces High Court.

LUCKNOW:
Dated the 13th August 1912.

T. C. PIGGOTT, I. C. S.,
Judicial Commissioner of Oudh.

Accompaniments:—

Imperial Returns Nos. I, II, II-A, III, IV, V, V-A, VI and XIII, and Provincial Tables A, B, C, D, E and F.

[Maximum number of pages of the report (excluding statistics) as fixed by the Government of India—10.]

IMPERIAL RETURN No. I.—(CRIMINAL).

Showing the number of judicial divisions and the number of officers exercising original and appellate jurisdiction in the Province of Oudh, during the year 1911.

Name of Province.	Area.	Population.	Number of divisions for courts under chief courts but superior to chief courts of districts.	Number of districts.	Judges of chief court of Province.	Total number of officers exercising original or appellate jurisdiction.				Total number of cases decided.				Total receipts of the courts.	Total charges of the courts.	Remarks.		
						Judges of other courts superior to chief district courts.	Judges of chief courts of districts.	Judges of district courts other than chief courts.	Judges of other subordinate courts.	Original.		Appellate.						
										Regular.	Miscellaneous.	Regular.	Miscellaneous.					
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17		
														Rs.	Rs.	Grades of Judicial Officers.	Europeans.	Natives.
Territory subject to the Judicial Commissioner of Oudh,	24,158 sq. m.	12,558,004	6	12	3	10	12	67	205	35,963	2,624	3,323	824	18,71,628	21,78,370	Officers exercising both original and appellate jurisdictions. — Judicial Commissioners ...	2	1
																Officers exercising both original and appellate jurisdictions. — District and Sessions Judges ...	6	2
																Officers exercising both original and appellate jurisdictions. — Assistant Sessions Judges ...	...	2
																Officers exercising both original and appellate jurisdictions. — Deputy Commissioners ...	10	2
																Officers exercising original jurisdiction only. — Assistant Commissioners ...	11	...
																Officers exercising original jurisdiction only. — Deputy Collectors...	2	51
																Officers exercising original jurisdiction only. — City and Cantonment Magistrates ...	3	...
																Officers exercising original jurisdiction only. — Tahsildars ...	...	43
																Officers exercising original jurisdiction only. — Honorary Magistrates ...	4	158
Total for 1910.	23,966 sq. m.	12,561,734	6	12	3	10	12	69	204	34,339	2,828	3,526	875	22,12,342	23,26,432			

For Home and Agricultural Departments.	*Europeans.*	*Natives.*
Judicial Commissioners...	2	1
District and Sessions Judges	6	2
Assistant Sessions Judges	...	2
Deputy Commissioners	10	2
Assistant Commissioners	11	...
Deputy Collectors	2	51
City Magistrate	1	...
Cantonment Magistrates	2	...
Tahsildars	...	43
Honorary Magistrates	4	158

IMPERIAL RETURN No. II.—(CRIMINAL).

Statement of offences reported and persons tried, convicted and acquitted of each class of offence in the Province of Oudh, during the year 1911.

Description of offence.	Number of offences reported.	Number of cases returned as true.	Number of cases brought to trial during the year.	Number of persons— Under trial during the year including pending from previous year.	Acquitted or discharged.	Convicted.	Died, escaped or transferred to another province.	Remaining under trial.
1	2	3	4	5	6	7	8	9
Indian Penal Code.								
Offences against the public tranquillity, Chapter VIII	430	306	327	2,038	1,007	928	3	100
Offences by, or relating to, public servants, Chapter IX	97	68	72	86	25	61	...	...
Contempt of the lawful authority of public servants, Chapter X ...	660	624	641	966	378	564	2	22
False evidence and offences against public justice, Chapter XI ...	297	254	271	363	147	183	3	30
Offences relating to coin and Government stamps, Chapter XII ...	22	20	23	28	6	20	1	1
Offences relating to weights and measures, Chapter XIII ...	19	18	18	22	7	12	...	3
Offences affecting the public health, safety, convenience, decency and morals, Chapter XIV	265	225	230	333	92	238	2	1
Offences relating to religion, Chapter XV	68	19	21	64	42	15	...	7
Offences affecting the human body, Chapter XVI. — Offences affecting life ...	402	377	389	598	193	336	2	67
Causing miscarriage, injury to unborn children, exposure of infants and concealment of births	52	48	50	54	6	44	1	3
Hurt	13,095	9,369	9,532	22,965	20,403	2,051	20	491
Wrongful restraint and wrongful confinement	254	120	124	301	258	31	1	11
Criminal force and assault ...	2,169	1,444	1,464	3,604	3,222	320	2	60
Kidnapping or forcible abduction, slavery, and buying or selling a minor for the purpose of prostitution	199	93	96	162	94	57	2	9
Rape	67	43	46	52	21	27	...	4
Unnatural offence	18	16	16	17	6	11	...	...
Offences affecting property, Chapter XVII. — Theft	3,428	2,462	2,529	4,050	1,689	2,237	14	110
Extortion	269	73	73	148	123	24	...	1
Robbery and dacoity ...	296	176	189	588	237	292	7	52
Criminal misappropriation of property	124	83	86	130	85	40	...	5
Criminal breach of trust ...	512	298	304	376	217	144	2	13
Receiving or habitually dealing in stolen or plundered property	483	470	496	723	151	554	1	17
Cheating	516	229	242	379	197	166	2	14
Fraudulent deeds or disposition of property	3	1	3	10	9	1	...	...
Mischief	1,551	1,012	1,039	2,524	2,137	308	22	57
Criminal trespass	4,639	3,374	3,463	7,164	4,911	2,025	23	205
Offences relating to documents and to trade or property mark, Chapter XVIII	71	44	52	74	44	16	...	14
Criminal breach of contract of service, Chapter XIX	10	7	7	8	2	5	...	1
Offences relating to marriage, Chapter XX	2,014	1,077	1,106	1,587	1,390	136	4	57
Defamation, Chapter XXI ...	567	203	204	357	322	34	...	1
Criminal intimidation, insult or annoyance, Chapter XXII	478	175	180	346	300	37	4	5
Total under the Indian Penal Code. 1911 ...	33,075	22,728	23,293	50,117	37,721	10,917	118	1,361
Total under the Indian Penal Code. 1910 ...	30,909	21,732	22,216	46,567	34,602	10,578	75	1,312

IMPERIAL RETURN No. II.—(CRIMINAL)—*(concluded).*

Statement of offences reported and persons tried, convicted and acquitted of each class of offence in the Province of Oudh, during the year 1911.

Description of offence.	Number of offences reported.	Number of cases returned as true.	Number of cases brought to trial during the year.	Number of persons— Under trial during the year including pending from previous year.	Acquitted or discharged.	Convicted.	Died, escaped or transferred to another province.	Remaining under trial.
1	2	3	4	5	6	7	8	9
Code of Criminal Procedure, 1898.								
CHAPTER VIII. Sections 107, 112 to 119—Security for keeping the peace ...	1,315	503	513	2,066	1,287	726	1	52
CHAPTER VIII. Sections 109, 110, 112 to 119—Security for good behaviour ...	746	692	707	1,322	169	1,126	2	25
Special and Local Laws.								
Arms Act, XI of 1878 and XI of 1882	57	56	58	66	15	49	...	2
Binding of Apprentices Act, XIX of 1850	7	7	7	10	...	10	...	...
Cantonments Act, XIII of 1889 ...	588	567	574	916	206	710	...	...
Cattle Trespass Act I of 1871 (amended by Act I of 1891)	3,051	2,278	2,306	6,721	5,948	660	1	112
Census Act, XIV of 1910 ...	17	3	3	3	1	2	...	...
Companies—Indian—Act VI of 1882 (amended by Act VI of 1887) ...	2	2	2	3	1	2	...	...
Criminal Tribes and Eunuchs Act, XXVII of 1871 (amended by Act II of 1897)...	194	194	200	200	3	183	...	14
Cruelty to Animals Act, XI of 1890 ...	140	139	139	166	20	146	...	...
Electric Telegraph Act, XIII of 1885 (amended by Act XI of 1888) ...	12	12	12	18	4	14	...	...
Emigration Act, XXI of 1883, (amended by Act XVIII of 1890, Act I of 1897 and Act VII of 1897) ...	9	9	10	13	3	10	...	...
Excise on Spirits and Drugs Act, XXII of 1881 (amended by Act VI of 1885 and Act XIII of 1881) ...	293	289	289	370	79	284	...	7
Ferries Act, XVII of 1878 (amended by Act III of 1896)	26	22	22	42	30	12	...	...
Factories Act, XI of 1891 ...	1	1	1	4	2	2	...	...
Forests Act, VII of 1878 (amended by Act V of 1890)	19	19	20	38	6	32	...	...
Gaming and Lotteries Act, III of 1867	66	66	67	403	111	284	...	8
Hackney Carriages Act, XIV of 1879	963	935	937	1,198	130	1,068	...	...
Indian Explosives Act, IV of 1884 ...	5	5	5	5	1	4	...	...
Mint Act, XXIII of 1870 (amended by Acts XII of 1873 and II of 1892)	...	...	1	1	...	1	...	...
Municipal Bye-Laws Act, XIV of 1883	3,148	2,991	2,999	3,398	491	2,887	9	11
Opium Act, I of 1878	48	46	46	51	11	39	...	1
Opium Cultivation Act, XIII of 1857	1	1	1	4	...	4	...	...
Poisons Act, I of 1904	3	3	3	3	...	3	...	...
Police District Act, V of 1861 ...	2,690	2,667	2,667	3,982	299	3,677	...	6
Police Town Act, XX of 1856 ...	3	3	3	4	1	3	...	...
Police Road and Village Act, XVI of 1873	9	9	9	18	1	10	...	7
Post Office Act, VI of 1898 ...	6	4	4	4	...	3	...	1
Prisons Act, IX of 1894 (amended by Act XIII of 1911)	1	1	1	3	...	3	...	...
Railways Act, IX of 1890 (amended by Act IX of 1896)	508	486	490	668	113	551	...	4
Registration Act, XVI of 1908 ...	7	7	7	7	2	5	...	...
Salt and Saltpetre Act, XII of 1882 ...	3	3	3	3	1	2	...	...
Sanitation Act, III of 1892 (North-Western Provinces and Oudh) ...	218	217	217	509	19	461	...	29
Stage Coaches Act, XVI of 1861 (amended by Act I of 1898) ...	134	134	136	185	22	162	...	1
Steam Boilers and Prime Movers Act, of 1899 (North-Western Provinces and Oudh)	3	3	3	3	2	1	...	...
Sarais and *Paraos* Act, XXII of 1867	1	1	1	1	...	1	...	...
Stamp Act, II of 1899	320	304	304	332	25	303	2	2
Treasure Trove Act, VI of 1878 ...	4	4	4	5	1	4	...	...
Vaccination Acts, XIII of 1880 and I of 1892	159	18	18	18	17	1	...	...
Village Police Act, XVII of 1876 ...	12	11	11	11	1	10	...	...
Water Works Act, I of 1891 (North-Western Provinces and Oudh) ...	105	93	93	112	7	105	...	...
Total under the Code of Criminal Procedure and Special and Local Laws 1911 ...	14,894	12,805	12,893	22,886	9,029	13,560	15	282
Total under the Code of Criminal Procedure and Special and Local Laws 1910 ...	14,061	12,117	12,220	22,286	7,897	14,161	20	208
GRAND TOTAL ... 1911 ...	47,969	35,533	36,186	73,003	46,750	24,477	133	1,643
GRAND TOTAL ... 1910 ...	44,970	33,849	34,436	68,853	42,499	24,739	95	1,520

JUDICIAL STATEMENT

Showing the general result of the trial of European British

Description of offence.		Persons whose cases were disposed of—										
		By District Magistrates and other 1st class Magistrates.				By Courts of Session.			By High Court.		Total for all courts.	
				Committed—								
		Convicted.	Acquitted or discharged.	To Courts of Session.	To High Court.	Convicted.	Acquitted or discharged.	Transferred to High Court under section 449 (2) of the Code.	Convicted.	Acquitted.	Convicted.	Acquitted or discharged.
1		2	3	4	5	6	7	8	9	10	11	12
Offences affecting the public health, safety, convenience, decency and morals, Chapter XIV, Indian Penal Code.	Rash driving or riding on a public way ...	1	...	...	...	...	...	...	...	...	1	...
	Negligence with respect to any animal ...	1	...	...	...	...	...	...	...	...	1	...
Offences affecting the human body, Chapter XVI, Indian Penal Code.	Murder ...	...	...	...	1	...	...	...	...	...	...	...
	Voluntarily causing grievous hurt.	2	...	...	...	...	...	...	...	...	2	...
	Causing hurt by an act which endangers life or the personal safety of others ...	1	...	...	...	...	...	...	...	...	1	...
Offences affecting property, Chapter XVII, Indian Penal Code.	Theft in a dwelling-house ...	9	...	...	...	...	...	...	...	...	9	...
	Criminal breach of trust ...	5	1	...	...	...	...	...	...	...	5	1
	Cheating and dishonestly inducing delivery of property ...	1	...	...	...	1	...	...	...	...	2	...
	Mischief by destroying or moving, &c., a land mark fixed by public authority/ Cheating ...	...	...	...	...	..	1	...	...	...	...	1
	Lurking house-trespass or house-breaking by night, in order to the commission of an offence punishable with imprisonment ...	...	...	1	...	1	..	...	...	...	1	...
Criminal intimidation, insult or annoyance, Chapter XXII, Indian Penal Code.	Intentional insult with intent to provoke a breach of the peace ...	1	...	...	...	...	...	...	...	...	1	...
Offences under the Indian Arms Act, 1878.	For breach of sections 5, 6, 10, 13 to 17 of the Indian Arms Act, 1878 ...	1	...	...	...	...	...	...	...	...	1	...
Offences under the Indian Railways Act, IX of 1890.	Endangering the safety of person.	1	1	...	...	...	...	...	..	...	1	1
	Drunkenness or nuisance on a railway ...	3	...	...	...	...	...	...	...	...	3	...
	Obstructing railway servant in his duty	1	...	...	...	...	...	...	...	...	1	...
Total ...	1911	27	2	1	1	(a) 2	(b) 1	...	...	...	29	3
	1910	9	3	(c) 6	...	4	1	...	...	...	13	4

(a) Including 1 person whose
(b) Remanded by High Court
(c) A case against one person

No. II(A).—(CRIMINAL).

subjects in the Province of Oudh, during the year 1911.

Of the total number of persons shown in—										
Columns 2 to 5.			Columns 6 to 8.		Columns 6 to 10.		Columns 11 and 12. Number whose cases were disposed of by—			
							Magistrates.		Sessions Judges.	
Number who claimed to be tried by a mixed jury, section 451 (1) of the Code.	Number who did not so claim.	Number of those in column 13 whose cases were transferred under section 451 (9) of the Code.	Number who claimed a mixed number of assessors, section 450 (2) of the Code.	Number who did not so claim.	Number who claimed to be tried by a mixed jury, section 450 (1) of the Code.	Number who did not so claim.	Being European British subjects.	Other than European British subjects.	Being European British subjects.	Other than European British subjects.
13	14	15	16	17	18	19	20	21	22	23
...	1	...	...	...	...	...	1	...	...	...
...	1	...	...	...	...	...	1	...	...	...
1	...	...	...	...	...	..	...	...	...	...
...	2	...	...	...	...	...	2	...	...	...
...	1	...	...	...	...	...	1	...	...	...
...	9	...	...	...	...	...	9	...	...	...
...	6	...	...	...	...	...	6	...	...	...
...	1	...	...	1	...	...	1	...	1	...
...	...	...	...	...	1	...	...	...	1	...
1	...	...	...	...	...	1	...	...	1	...
...	1	...	...	...	...	...	1	...	...	...
...	1	...	...	...	...	...	1	...	...	...
...	2	...	...	...	...	...	2	...	...	...
...	3	...	...	...	...	...	3	...	...	...
...	1	...	...	...	...	...	1	...	...	...
2	29	...	...	1	1	1	29	...	3	...
...	12	...	...	...	2	3	12	...	5	...

case remained pending at the close of the year 1910
for retrial.
committed to sessions remained pending at the close of 1910.

IMPERIAL RETURN No. III.—(CRIMINAL).

Miscellaneous proceedings under the Code of Criminal Procedure in the Province of Oudh, during the year 1911.

Nature of proceedings.	Total number of cases before the courts during the year.	Number of persons concerned.	Number of persons discharged.	Number of persons convicted.
1	2	3	4	5
1. Proceedings against witnesses under Chapter VI-C and section 485 of Chapter XXXII ...	34	45	36	9
2. Proceedings under Chapter VIII to prevent breach of the peace	513	2,066	1,287	726
3. Proceedings under Chapter VIII.—Security for good behaviour	707	1,322	169	1,126
4. Proceedings against local nuisances, Chapter X ...	272	735	406	259
5. Possession, Chapter XII	91	202	125	55
6. Frivolous or vexatious accusations summarily dealt with under Chapter XX, section 250 ...	169	172	2	169
7. Non-attendance of jurors and assessors, Chapter XXIII, section 332	33	33	8	25
8. Maintenance, Chapter XXXVI	685	675	539	126
9. Forfeiture of bail or recognizance under Chapter XLII	141	190	81	106
10. Proceedings under Chapter XLVI, section 563, against convicted offenders released under section 562	31	39	16	23
Total ... 1911	2,676	5,479	2,669	2,624
Total ... 1910	2,834	6,188	2,607	3,417

IMPERIAL RETURN No. IV.—(CRIMINAL).

Showing the general result of criminal trials in the tribunals of various classes in the Province of Oudh, during the year 1911.

Class of Courts.	Total number of persons under trial.	Persons whose cases were disposed of.										Committed or referred.	Persons remaining under trial at the close of the year.	Number of cases disposed of during the year.	Average number of days during which each case lasted.	Number of witnesses examined.
		Died, escaped or transferred to another province.	Discharged or acquitted.	Convicted.												
				On regular trial.				On summary trial.								
				Sentence passed.	Released on probation, section 562, Code of Criminal Procedure	Youthful offenders dealt with under section 31, Act VIII of 1897.		Sentence passed.	Released on probation, section 562, Code of Criminal Procedure	Youthful offenders dealt with under section 31, Act VIII of 1897.						
						Discharged after admonition.	Delivered to parent or guardian.			Discharged after admonition.	Delivered to parent or guardian.					
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17
Subordinate Magistrates. — Special Magistrates under section 14 ...	114	...	54	30	...	...	...	25	...	...	...	5	...	67	5·14	279
Subordinate Magistrates. — Honorary Magistrates sitting singly ...	18,376	38	15,289	2,636	3	...	...	5	...	...	...	11	394	7,395	12·25	14,377
Subordinate Magistrates. — Stipendiary Magistrates sitting singly ...	45,254	77	27,744	10,966	99	1	...	4,292	50	7	...	1,008	1,010	22,193	9·16	62,963
Subordinate Magistrates. — Benches of Magistrates ...	8,650	11	3,258	3,144	...	...	...	2,129	...	...	...	...	108	5,615	6·20	5,125
District and Divisional Magistrates—Cases referred under sections 347/349, Code of Criminal Procedure...	353	...	53	213	26	3	1	50	6	...	...	...	1	97	4·19	57
Chief Magistrates of districts ...	155	1	53	70	...	...	...	24	...	...	...	5	2	82	16·29	436
Deputy Commissioners under section 30, Act V of 1898... ...	18	...	10	7	1	...	...	...	...	...	...	...	...	11	14·36	59
Total of Magistracy. 1911	72,920	127	46,461	17,066	129	4	1	6,525	56	7	...	1,029	1,515	35,460	9·33	83,296
Total of Magistracy. 1910	68,796	94	42,138	17,291	118	3	2	6,567	47	28	...	1,070	1,438	33,830	9·04	86,143
Sessions Judges. 1911	1,112	6	289	689	...	...	...	...	...	...	...	...	128	503	36·51	4,603
Sessions Judges. 1910	1,127	1	361	683	...	...	...	...	...	..	...	...	82	509	35·52	4,925

IMPERIAL RETURN No. V.—(CRIMINAL).

Showing punishments inflicted by the various criminal tribunals in the Province of Oudh, during the year 1911.

Class of Courts.	Persons sentenced to —								Persons ordered to find or give security or recognizance to keep the peace or security for good behaviour.	Persons imprisoned in default of security for good behaviour.	Detail of punishment.																	Number of boys whose sentences were commuted to detention in a Reformatory School.
				Imprisonment.							Fine.									Imprisonment.					Whipping.			
	Death.	Transportation.	Penal servitude.	Rigorous.	Simple.	Forfeiture of property.	Fine.	Whipping.			Rs. 10 and under.	Rs. 50 and under.	Rs. 100 and under.	Rs. 500 and under.	Rs. 1,000 and under.	Above Rs. 1,000.	Total amount of fines imposed during the year.	Total amount of fines realised during the year.	Amount paid by way of compensation.	15 days and under.	6 months and under.	2 years and under.	7 years and under.	Above 7 years.	10 stripes.	20 stripes.	30 stripes.	
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29
																	Rs.	Rs.	Rs.									
Subordinate Magistrates. Special Magistrates ...	...	...	...	23	1	...	5	19	7	7	4	1	...	...	...	...	23	23	10	1	12	18	...	...	1	14	4	...
Honorary Magistrates sitting singly...	...	...	...	619	125	...	2,045	10	12	...	1,790	245	10	...	...	...	11,873	11,416	1,443	249	459	36	...	...	3	6	1	...
Stipendiary Magistrates sitting singly	...	...	...	4,247	315	...	8,947	676	1,884	1,148	7,720	1,153	53	20	1	...	64,370	58,827	11,614	639	2,638	2,413	20	...	196	391	89	6
Benches of Honorary Magistrates	...	...	...	105	12	...	5,175	...	...	...	5,035	137	2	1	...	...	7,746	7,731	603	54	63	...	...	...	...	...	...	...
District and Divisional Magistrates—Cases referred under sections 347/349, Code of Criminal Procedure ...	...	...	...	71	3	...	60	138	15	2	53	4	2	1	...	...	555	555	...	3	31	37	5	...	35	86	17	...
Chief Magistrates of districts ...	...	...	...	49	1	...	36	8	2	2	21	13	1	1	...	...	968	978	125	2	28	19	3	...	2	4	2	...
Deputy Commissioners under section 30, Act V of 1898 ...	...	...	...	6	...	...	...	1	1	...	...	...	...	...	...	...	...	...	...	...	...	1	5	...	...	1	...	...
Courts of Session	65	106	...	515	3	...	15	10	3	25	2	9	4	...	...	...	795	466	...	4	42	80	346	71	...	8	2	...
Total 1911	65	106	...	5,635	460	...	16,283	862	1,924	1,184	14,625	1,562	72	23	1	...	86,330	79,996	13,795	952	3,273	2,604	379	71	237	510	115	6
Total 1910	68	131	...	5,635	393	...	15,390	963	2,842	1,789	13,851	1,405	103	26	5	...	88,127	73,014	12,517	926	3,172	3,257	384	78	261	557	145	7

JUDICIAL STATEMENT No. V-A.—(CRIMINAL).

Showing the particulars of whippings inflicted by the criminal tribunals in the Province of Oudh, during the year 1911.

PART I.

Showing whippings inflicted under sections 2 and 3, Act VI of 1864, in lieu of other punishments.

Offences for which awarded.	Number of persons awarded—			
	5 to 10 stripes.	11 to 20 stripes.	21 to 30 stripes.	Total.
1	2	3	4	5
In lieu of other punishments. (SECTIONS 2 AND 3 OF ACT VI OF 1864.)				
1. Theft, as defined in sections 378 to 382, Indian Penal Code	135	243	47	425
2. Rape, as defined in section 376, Indian Penal Code	...	1	1	2
3. Unnatural offence, as defined in section 377, Indian Penal Code	...	2	...	2
4. Robbery, as defined in section 392, Indian Penal Code	1	...	...	1
5. Voluntarily causing hurt in committing robbery, as defined in section 394, Indian Penal Code	1	1	...	2
6. Criminal breach of trust by a clerk or servant, as defined in section 408, and mischief as defined in section 426, Indian Penal Code	...	3	...	3
7. Dishonestly receiving stolen property, as defined in sections 411, 412 and 414, Indian Penal Code	2	12	1	15
8. Lurking house-trespass or house-breaking by night, as defined in sections 444, 446 and 456, Indian Penal Code	7	26	6	39
9. House-breaking, as defined in section 445, Indian Penal Code	...	1	...	1
10. House-trespass in order to commit offence punishable with imprisonment, as defined in section 451, Indian Penal Code ...	1	2	1	4
11. House-trespass after preparation for hurt, assault or wrongful restraint, as defined in section 452, Indian Penal Code ...	2	4	...	6
12. Lurking house-trespass or house-breaking by night, as defined in section 454, Indian Penal Code	19	28	6	53
13. Lurking house-trespass or house-breaking by night, as defined in section 457, Indian Penal Code	34	133	47	214
14. Offences under section 19, Act XXVII of 1871 (section 22, Act III of 1911).	19	22	...	41
On 1st conviction	218	438	107	763
On re-conviction	3	40	2	45
Total ... 1911 ...	221	478	109	808
Total ... 1910 ...	240	520	121	881

JUDICIAL STATEMENT No. V-A—(CRIMINAL).

PART II.

Showing whippings inflicted in addition to other punishments, sections 3 and 4, Act VI of 1864.

Offences for which awarded.	Number of persons awarded—			
	5 to 10 stripes.	11 to 20 stripes.	21 to 30 stripes.	Total.
1	2	3	4	5
In addition to other punishments.				
(SECTIONS 3 AND 4).				
A.—Section 3.				
1. Theft, as defined in sections 378 to 381, Indian Penal Code	...	4	4	8
2. Lurking house-trespass, as defined in section 454, Indian Penal Code ...	...	2	...	2
3. Lurking house-trespass or house-breaking by night, as defined in section 457, Indian Penal Code	...	1	1	2
4. Offences under section 19, Act XXVII of 1871 (section 22, Act III of 1911) ...	...	5	...	5
B.—Section 4.				
1. Rape, as defined in section 376, Indian Penal Code	...	3	...	3
2. False charge of unnatural offence, as defined in section 377, Indian Penal Code	...	1	...	1
Total ... 1911 ...	...	16	5	21
Total ... 1910 ...	7	8	12	27

JUDICIAL STATEMENT No. V-A.—(CRIMINAL).

PART III.

Showing whippings inflicted under section 5, Act VI of 1864, on juveniles for offences other than those specified in Parts I and II.

Offences.	Number of persons awarded—			
	5 to 10 stripes.	11 to 20 stripes.	21 to 30 stripes.	Total.
1	2	3	4	5
1. Rioting, as defined in section 147, Indian Penal Code	2	1	...	3
2. Rash driving on a public way, as defined in section 279, Indian Penal Code ...	1	...	...	1
3. Voluntarily causing hurt by dangerous weapon or means, as defined in section 324, Indian Penal Code	...	1	...	1
4. Voluntarily causing hurt to deter public servant from his duty, as defined in section 332, Indian Penal Code	1	...	...	1
5. Rape, as defined in section 376, Indian Penal Code	...	2	1	3
6. Unnatural Offence, as defined in section 377, Indian Penal Code	...	2	...	2
7. Theft, as defined in section 379, Indian Penal Code	4	4	...	8
8. Theft by clerk or servant of property in possession of master, as defined in section 381, Indian Penal Code	...	3	...	3
9. Criminal breach of trust by carrier, &c., as defined in section 407, Indian Penal Code.	1	...	...	1
10. Dishonestly receiving stolen property, as defined in section 411, Indian Penal Code.	4	...	...	4
11. Assisting in concealment of stolen property, as defined in section 414, Indian Penal Code	1	1	...	2
12. Lurking house-trespass or house-breaking by night in order to commit offence punishable with imprisonment, as defined in section 457, Indian Penal Code ...	1	2	...	3
13. Offences under section 129, Act IX of 1890	1	...	...	1
On 1st conviction	16	15	1	32
On re-conviction	...	1	...	1
Total ... 1911	16	16	1	33
Total ... 1910	11	30	14	55

JUDICIAL STATEMENT No. V-A.—(CRIMINAL).

PART IV.

Showing relative number of times whipping was awarded as compared with other punishments.

Punishments.	Number.
1	2
1. Total number of whippings awarded	862
2. Total number of other punishments in cases in which whipping might have been awarded	3,403
3. Total number of all punishments in cases in which whipping might have been awarded (total of headings 1 and 2)	4,265
4. Percentage of whippings on total number of all punishments (percentage of heading 1 on heading 3)	20·21

IMPERIAL RETURN No. VI—(CRIMINAL).

Showing the result of appeals and revisions in criminal cases in the Province of Oudh, during the year 1911.

Tribunals.	Total number of appellants or applicants before the courts.	Number of persons.										Average number of days each appeal lasted.	Number of persons dealt with under—		Remarks.		
		Died, escaped or transferred to another province.	Appeals or applications rejected.	Sentences or orders confirmed.	Sentences enhanced.	Sentences reduced or otherwise altered.	Sentences reversed.	Proceedings quashed.	New trial or further enquiry ordered.	Referred for revision to High Court.	Pending trial.		Section 106 (3) Code of Criminal Procedure.	Section 8, clause 2, of the Reformatory Schools Act.			
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16		
Appeals.																	
To Chief Magistrates of Districts ...	1,985	1	283	1,142	...	125	343	...	20	...	71	13	...	...			
To Sessions Courts ...	2,074	2	905	691	...	167	221	8	6	...	74	13·66	...	...			
Superior Court. By persons convicted ...	510	...	42	332	...	35	80	...	1	...	20	35·66	...	...			
Superior Court. By Government ...	13	...	...	3	...	...	10	...	...	...	...	59·5	...	...			
Total ... 1911 ...	4,582	3	1,230	2,168	...	327	654	8	27	...	165	16·3	...	...			
Total ... 1910 ...	4,628	10	1,320	2,065	1	443	599	11	16	...	163	14·35	...	...			
Revisions.																	
By Chief Magistrates of Districts ...	227	2	334	564	...	5	6	5	159	8	22	12·9	...	...	Applications by complainants against accused.		
By Courts of Session ...	275	...	191	211	...	1	3	9	32	56	12	14·64	...	...	294	322	878
By Superior Court ...	296	...	109	139	4	15	51	....	3	...	37	32·9	...	...	88	94	240
Total ... 1911 ...	798	2	634	914	4	21	60	14	194	64	71	17·89	...	...	17	18	62
Total ... 1910 ...	947	...	739	764	9	34	63	26	141	50	57	14·82	...	...	399	434	1,180
															367	392	936

IMPERIAL RETURN No. XIII.—(CRIMINAL).

Showing the use of jurors and assessors in the criminal courts in the Province of Oudh, during the year 1911.

Class of Courts in which assessors are employed, distinguishing Criminal from Civil Courts.	Established or average number of jurors or assessors in each case, and prescribed qualifications.	Number of cases tried by jury.	Number of cases with assessors.	Jury trials.					Assessors' trials.		
				Cases in which the Judge approved of the verdict.	Cases in which the Judge did not approve of the verdict.		Number of persons of the verdict in respect to whom the Judge disapproved.		Number of cases in which the Judge agreed with assessors.	Number of cases in which the Judge differed from —	
					Wholly.	Partially.	Whose cases he referred under section 307, Code of Criminal Procedure.	Whose cases he did not refer under section 307, Code of Criminal Procedure.		One assessor.	Both assessors.
1	2	3	4	5	6	7	8	9	10	11	12
Sessions Judge, Lucknow ...	5 Jurors. 2 Assessors.	42	74	41	1	...	1	...	46	8	20
„ „ Sitapur ...	3 „	...	100	...	...	...	...	...	88	4	8
„ „ Hardoi ...	3 „	...	92	...	...	...	...	...	61	18	13
„ „ Fyzabad ...	3 „	...	55	...	...	...	...	...	42	1	12
„ „ Gonda ...	3 „	...	61	...	...	...	...	...	39	12	10
„ „ Rae Bareli ...	2 „	...	59	...	...	...	...	...	44	10	5
Total 1911 ...	...	42	441	41	1	...	1	...	320	53	68
Total 1910 ...	...	31	469	26	4	1	6	...	353	42	74

NOTE

ON THE

Administration of Criminal Justice

IN THE PROVINCE OF OUDH,

DURING THE CALENDAR YEAR ENDING 31st DECEMBER 1912:

WITH STATEMENTS.

ALLAHABAD:

PRINTED BY F. LUKER, SUPDT., GOVERNMENT PRESS, UNITED PROVINCES.

1913.

134187

Note on the Administration of Criminal Justice in the Province of Oudh, during the calendar year ending 31st December 1912.

1. The Additional Sessions Judge posted to Lucknow, who rendered assistance to the Sessions Judges of Lucknow and Hardoi, worked throughout the year, with the exception of a short period, from June 12th to July 7th when the appointment was vacant. Judicial Statement No. I.

An extra Additional Judge was appointed in Lucknow from March 11th to 28th and again from November 4th to 7th and took up the complicated forgery cases of the Lucknow district.

The two Assistant Sessions Judges worked as usual at Sitapur and Hardoi. The former disposed of 54 sessions cases and the latter, who was very helpful in keeping the files of the Subordinate Judge, Unao, within reasonable bounds, was able to take up 12 such cases only.

2. The offences reported, returned as true, and brought to trial increased both under the Penal Code and the Code of Criminal Procedure and other Special and Local Acts. Offences under the Penal Code increased under the three heads mentioned above, by 14, 12 and 12 per cent. respectively, while the increase under the other Acts was uniformly 19 per cent. under each head. The increase was mainly in minor cases affecting the human body (though offences against human life also show an increase of 11 per cent.), and in cases of mischief and trespass. More serious offences against property show a decrease. Judicial Statement No II.

3. Under the Penal Code the percentage of cases returned as true to the aggregate number of offences reported continued to decline (from 70 in 1910 and 68 in 1911 to 67 in the year under report), and so did the percentage of persons convicted to those brought to trial (from 22 and 21 to 18). While the latter fact may be partly explained by the fact that the percentage of compoundable offences to the total number of offences reported has grown from 65 and 67 to 71, an examination of the figures irresistibly indicates that the institution of false and vexatious cases is on the increase and that the courts are not sufficiently alive to the necessity of using their powers for the prevention or punishment of such practices. In Bara Banki out of 2,755 persons tried for hurt, assault, mischief and trespass only 247 were convicted, and compensation to the accused was awarded only against five persons.

4. Serious increase in the number of offences affecting human life was shown in the Sitapur, Sultanpur, Hardoi and Kheri districts, and a considerable decrease in Unao.

5. Theft cases decreased in nine districts, and the increase in the other three was not considerable. The chief decrease was in Partabgarh and Lucknow (22 and 20 per cent. respectively).

Cases of robbery and dacoity decreased in six districts, were practically the same in two, and increased in four. The greatest number of cases appear in Unao (41) and Rae Bareli (40). In Unao this shows an improvement on the previous year, but in Rae Bareli there is a considerable increase, the only satisfactory point about which is that it shows that a larger proportion of cases were worked out and brought to trial, as the actual number of offences in the two years was the same. The proclamation of the *Pasis* of this district under the Criminal Tribes Act is expected to have a salutary effect, as there is no doubt that they were the principal offenders in this direction.

6. Prosecutions under Local and Special Acts show as usual considerable variations which reflect the strictness with which these Acts are enforced in different districts. The following are the most noteworthy variations :—

Municipal Bye-Laws Act.—Rae Bareli (+375), Gonda (+281), Bara Banki (+194), Fyzabad (+121), Bahraich (−114), and Hardoi (−123).

Police Act.—Lucknow (+225), Bahraich (+183), Gonda (+114), Fyzabad (−28), Rae Bareli (−97) and Unao (−113).

Hackney Carriage Act.—Bara Banki (+159) and Fyzabad (−57).

Cruelty to Animals Act.—Lucknow (+84).

Sanitation Act.—Rae Bareli (+138).

Cantonments Act.—Lucknow (+488).
Water Works Act.—Lucknow (−84).

Judicial Statement No. II A.

7. Seven European British subjects were convicted during the year, four by Magistrates and three by Sessions Judges. None of them claimed to be tried by Jury.

Judicial Statement No. III.

8. The number of persons bound over to keep the peace increased from 726 to 1,212, and the proportion of persons discharged to the total number of persons called on to furnish security diminished from 62 to 56 per cent. The number in Hardoi (505) was greater than that in any other four districts put together. Hardoi also showed the largest number of assault cases and a considerable increase in cases of hurt and riot.

Security for good behaviour was demanded from 2,011 as against 1,322 persons. Out of these, 1,735, as against 1,126, were bound over. The proportion of persons discharged to those who were charged fell from 13 to 10 per cent. Owing to the large increase of serious crime against property in Rae Bareli, as shown in paragraph 5, it was found necessary to take security from, or imprison in default of it, in that district alone as many as one-third of the persons who were ordered to furnish security in the whole province, and not less than five times as many as in the previous year in the same district. This preventive measure of the law was also more vigorously enforced in Gonda, Fyzabad, Unao, Hardoi and Sultanpur. The unsuccessful prosecutions worth notice were, in Fyzabad (19 per cent.), Sultanpur (19), Hardoi (15), Kheri (13), and Gonda (12).

There was a slight increase in actions against delinquent witnesses and harassing complainants but in some districts section 250 of the Criminal Procedure Code appears to be almost a dead letter. Bara Banki has already been noticed. Rae Bareli, Partabgarh and Lucknow also show very few cases in which action was taken under this section.

Judicial Statement No. IV.

9. The cases disposed of by Magisterial tribunals increased in exactly the same proportion (14 per cent.) as the number of offences returned true had advanced.

The disposal of cases and the number of accused persons whose cases were disposed of advanced by 13 and 19 per cent. respectively, in the Courts of Stipendiary Magistrates, while in the Courts of the Honorary and the Bench Magistrates the increase was 18 per cent. in cases and 21 per cent. in persons.

Long pending cases.

10. Long pending cases which took more than six weeks to finish increased from 773 to 898 or by 16 per cent., which is higher than the increase (14 per cent.) in the number of cases disposed of.

The largest proportionate increase was in Rae Bareli where the number of such cases increased from 31 to 88 and in Bara Banki where it rose from 5 to 50. The Honorary Courts were responsible for 22 cases in Rae Bareli. The delay in the remaining cases was probably unavoidable owing partly to a large increase in disposals (21 per cent.) without any additional help to the staff which was overworked and partly to the system of holding over cases of persons under trial under section 110, Code of Criminal Procedure, till they could be disposed of in the vicinity of their homes. In Bara Banki 22 out of 50 cases were contributed by the Honorary Magistrates. Two Deputy Magistrates were responsible for 10 and 11 cases each.

In Hardoi the number of such cases increased from 121 to 196. The District Magistrate attributes the delay to shortage of full-powered officers during the first half of the year.

Duration.

11. The provincial average duration of magisterial trials improved from 9·33 to 9·03 days in spite of an increase of 12·5 per cent. in the number of witnesses examined. The improvement is due to greater expedition in the Courts of Honorary Magistrates, who reduced the average duration from 12·25 to 9·68 days. The Deputy Commissioners of Rae Bareli and Sultanpur took 35 and 29 days respectively to decide one case each under section 30 of the Code of Criminal Procedure. In other courts the duration was practically unchanged. The Stipendiary Magistrates in Lucknow and Sultanpur decided their cases most expeditiously (average duration 4·51 and 5·98 days respectively), while those in Hardoi, Rae Bareli and Unao took longest (14·42, 13·79 and 13·27 respectively).

Convictions.

12. The proportion of convictions to the number of persons brought to trial remained the same in Honorary Courts (29 per cent.) and decreased in

Stipendiary Courts from 35 to 33 per cent.—a decrease which was balanced by an increase in the proportion of compoundable offences, as already mentioned in paragraph 3, where the figures relate to cases under the Penal Code only.

Percentages of convictions in Magisterial Courts according to districts are exhibited in the table given below :—

Lucknow	... 61	Fyzabad	... 31	Hardoi	... 23
Bahraich	... 42	Sitapur	... 27	Gonda ...	... 23
Bara Banki	... 39	Kheri ...	... 26	Sultanpur	... 19
Rae Bareli	... 34	Unao ...	... 25	Partabgarh	... 14

Honorary Magistrates and Benches.

13. The cases disposed of by Honorary Magistrates increased from 7,395 to 8,494, an increase of 14 per cent. after a larger increase of 26 per cent. in the previous year. The number of accused persons dealt with increased by 17 per cent. from 17,982 to 21,111. The cases decided by Bench Magistrates increased from 5,615 to 6,944 or by 23 per cent. and the number of accused by 31 per cent.

The percentage of convictions in the Courts of the Honorary Magistrates fell from 15 to 14 and in the Courts of Bench Magistrates from 62 to 58.

In the Courts of Honorary Magistrates the largest number of cases were decided by :—

(1) Saiyid Muhammad Jawwad of Hardoi (587 cases).
(2) Rai Bahadur Chaudhri Mahendra Singh of Unao (506 cases).
(3) Babu Indra Dat Singh of Fyzabad (394 cases).
(4) Bhaiya Ganga Bakhsh Singh of Gonda (354 cases).
(5) Thakur Raghunath Singh of Partabgarh (341 cases).

More expedition was shown on the whole than in the previous year, though there was still unnecessary delay in many Courts. The most satisfactory courts in this respect were Munshi Abdul Rauf of Bara Banki who decided 309 cases after an average duration of 1·5 days, Chaudhri Rashid-ud-din Ashraf of the same district 209 cases with average duration of 3·4 days, Saiyid Ali Bahadur of the Hardoi district 234 cases with average duration of 5·2 days, and Saiyid Muhammad Jawwad of the same district 587 cases with average duration of 6·7 days.

Sessions Courts.

14. The percentage of convictions on the total number of persons tried by the Courts of Session fell from 70 to 67·6. The figures of the individual courts vary from 85 in the Court of the Sessions Judge of Fyzabad to 51·5 in the Court of the Assistant Sessions Judge, Hardoi.

The provincial average duration of sessions trials from the date of commitment was reduced from 36 to 35 days. The figures for individual courts do not call for comment. Where the average duration is high, as in the Courts of the Additional Judges, Lucknow and Hardoi, this is explained by the nature of the cases made over to them for trial.

Judicial Statement No. V.

15. The provincial percentage of cases in which Magistrates (other than Honorary and Bench Magistrates) awarded sentences of solitary confinement to cases in which they passed sentences of rigorous imprisonment fell from 18 to 16. Bahraich with a percentage of 29 and Sitapur and Sultanpur with 27 each stand highest, and Partabgarh and Unao with 9 each, Gonda with 10, and Lucknow and Hardoi with 11 each stand lowest, in the list of the districts. The percentages of the remaining four districts ranged from 13 to 19.

The percentage of solitary confinements in the Honorary Courts decreased from 5 to 4.

Judicial Stat ment No. V and Table D.

16. The increase of 23 per cent. in the amount of fines imposed by Magistrates was to be expected in view of the fact that the increase in crime was chiefly in the direction of petty offences resulting from personal animosities. About 92 per cent. of the fines imposed during the year was realized as in the previous year. In Kheri the collections exceeded the amount imposed and the outstanding balance from previous years was reduced to some extent. In Bara Banki more than 99 per cent. was realized. In Fyzabad it was 97 per cent., in Rae Bareli 94, in Sultanpur 93, and Hardoi and Sitapur 92 each. The lowest collections were in Partabgarh 84 per cent. In the remaining districts 87 to 89 per cent. of the fine was collected.

Judicial Statement No. V. A, Part IV.

17. The percentage of cases in which the punishment of whipping was inflicted to cases in which this form of punishment might have been awarded was 22·86 as against 20·2 in the previous year. The highest percentages were shown by Bara Banki, Kheri and Lucknow (40, 37, and 36 respectively), and the lowest

in Sultanpur, Hardoi, Partabgarh and Sitapur, where this form of punishment was inflicted only in 6, 12, 15 and 15 instances respectively, out of every 100 cases in which it was admissible.

Judicial Statement No. VI.

18. The number of appeals preferred to Deputy Commissioners was practically the same as in the previous year, while those to Sessions Judges fell off. Applications for revision slightly decreased in the Courts of the Deputy Commissioners but increased in the Courts of the Sessions Judges. Percentage of sentences confirmed to the total number of sentences, appeals against which were disposed of, decreased both in the Courts of Deputy Commissioners and the Courts of Session.

Judicial Commissioner's Court.

19. The pending file and the disposals of this Court both show a slight increase on the figures for the previous year. The percentage of sentences confirmed advanced from 76 to 80.

Six appeals were filed by Government from orders of acquittal against 26 persons. In two of these cases 4 accused persons had been convicted by the Sessions Judge under section 304, Indian Penal Code, and acquitted of the charge of murder under section 302, Indian Penal Code. Five appeals involving 23 persons were disposed of with the result that 15 persons were acquitted and 8 convicted. One case involving 3 persons remained pending at the close of the year.

Table C.

20. The number of witnesses summoned and not examined increased from 7 to 9 per cent. in the Courts of Magistrates and from 27 to 32 per cent. in the Courts of Session.

The percentage of witnesses discharged by Magistrates on the first day increased from 87 to 88 and the witnesses discharged after the second day declined from 3 to 2·7 per cent.

A larger number of witnesses were actually dieted or paid their travelling expenses during the year, but their proportion to the total number of witnesses examined declined from 47·1 to 44·7 per cent. The average cost per witness, however, rose from 11 annas 11 pies to 13 annas. It decreased in Fyzabad, Hardoi and Unao, and increased in the remaining districts. The highest average expenses were in Rae Bareli, Sitapur, Partabgarh and Fyzabad.

LUCKNOW:
The 16th August 1913.

B. LINDSAY, I.C.S.,
Offg. Judicial Commissioner, Oudh.

Accompaniments:—

Imperial Returns Nos. I, II, II-A, III, IV, V, V-A, VI and XIII, and Provincial Tables A, B, C, D, E and F.

[Maximum number of pages of the report (excluding statistics) as fixed by the Government of India—10.]

IMPERIAL RETURN No. I—(CRIMINAL).

Showing the number of judicial divisions and the number of officers exercising original and appellate jurisdictions in the Province of Oudh, during the year 1912.

Name of province.	Area.	Population.	Number of divisions for courts under chief courts but superior to chief courts of districts.	Number of districts.	Judges of chief court of province.	Total number of officers exercising original or appellate jurisdiction.				Total number of cases decided.				Total receipts of the courts.	Total charges of the courts.	Remarks.		
						Judges of other courts superior to chief district courts.	Judges of chief courts of districts.	Judges of district courts other than chief courts.	Judges of other subordinate courts.	Original.		Appellate.						
										Regular.	Miscellaneous.	Regular.	Miscellaneous.					
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17		
														Rs.	Rs.	Grades of judicial officers.	Europeans.	Natives.
Territory subject to the Judicial Commissioner of Oudh.	24,158 sq. m	12,558,004	6	12	3	10	12	75	210	41,284	3,260	3,016	954	20,80,752	23,10,039	Officers exercising both original and appellate jurisdictions. — Judicial Commissioners ...	2	1
																Officers exercising both original and appellate jurisdictions. — District and Sessions Judges ...	7	1
																Officers exercising both original and appellate jurisdictions. — Assistant Sessions Judges ...	...	2
																Officers exercising both original and appellate jurisdictions. — Deputy Commissioners ...	10	2
																Officers exercising original jurisdiction only. — Assistant Commissioners ...	12	...
																Officers exercising original jurisdiction only. — Deputy Collectors...	2	(a)58
																Officers exercising original jurisdiction only. — City and Cantonment Magistrates	3	...
																Officers exercising original jurisdiction only. — Tahsildars ...	...	43
																Officers exercising original jurisdiction only. — Honorary Magistrates ...	3	164
Total for 1911.	24,158 sq. m.	12,558,004	6	12	3	10	12	67	205	35,963	2,624	3,323	824	18,71,628	21,78,370			

For Home and Agricultural Departments.	*Europeans.*	*Natives.*
Judicial Commissioners...	2	1
District and Sessions Judges	7	1
Assistant Sessions Judges	...	2
Deputy Commissioners	10	2
Assistant Commissioners	12	...
Deputy Collectors	2	(a)58
City Magistrate	1	...
Cantonment Magistrates	2	...
Tahsildars...	...	43
Honorary Magistrates...	3	164

(a) Including one Honorary Deputy Collector.

IMPERIAL RETURN No. II—(CRIMINAL).

Statement of offences reported and persons tried, convicted and acquitted of each class of offence in the Province of Oudh, during the year 1912.

Description of offences.		Number of offences reported.	Number of offences returned as true.	Number of cases brought to trial during the year.	Number of persons— Under trial during the year including pending from previous year.	Acquitted or discharged.	Convicted.	Died, escaped or transferred to another province.	Remaining under trial.
1		2	3	4	5	6	7	8	9
Indian Penal Code.									
Offences against the public tranquillity, Chapter VIII		531	398	410	2,370	997	1,251	2	120
Offences by, or relating to, public servants, Chapter IX		84	41	41	63	32	29	...	1
Contempt of the lawful authority of public servants, Chapter X ...		785	742	762	1,048	415	605	2	26
False evidence and offences against public justice, Chapter XI ...		296	254	271	357	129	207	2	19
Offences relating to coin and Government stamps, Chapter XII ...		28	28	29	40	9	27	...	4
Offences relating to weights and measures, Chapter XIII		18	17	20	29	12	17	...	...
Offences affecting the public health, safety, convenience, decency and morals, Chapter XIV		290	250	251	444	107	334	1	2
Offences relating to religion, Chapter XV		81	33	36	82	69	11	...	2
Offences affecting the human body, Chapter XVI.	Offences affecting life ...	449	424	450	755	204	400	4	147
	Causing miscarriage, injury to unborn children, exposure of infants and concealment of births	55	44	46	49	12	35	...	2
	Hurt	16,046	11,615	11,823	29,713	26,617	2,550	11	535
	Wrongful restraint and wrongful confinement	330	161	165	394	330	50	1	13
	Criminal force and assault ...	2,521	1,614	1,646	4,297	3,858	363	...	76
	Kidnapping or forcible abduction, slavery and buying or selling a minor for the purpose of prostitution	196	95	103	222	150	57	...	15
	Rape	77	53	53	63	31	31	...	1
	Unnatural offence	31	29	29	34	7	27	...	...
Offences affecting property, Chapter XVII.	Theft	3,188	2,178	2,237	3,754	1,841	1,817	7	89
	Extortion	274	92	93	207	164	32	...	11
	Robbery and dacoity ...	278	154	172	597	265	265	1	66
	Criminal misappropriation of property	83	56	60	80	53	25	...	2
	Criminal breach of trust ...	507	262	273	326	186	127	2	11
	Receiving or habitually dealing in stolen or plundered property	453	437	452	648	163	462	3	20
	Cheating	538	256	267	423	255	156	3	9
	Fraudulent deeds or disposition of property	11	3	3	3	2	1	...	...
	Mischief	1,973	1,232	1,257	3,213	2,783	328	2	100
	Criminal trespass	4,988	3,231	3,316	7,559	5,739	1,606	3	211
Offences relating to documents and to trade or property mark, Chapter XVIII		74	44	52	113	57	33	2	21
Criminal breach of contract of service, Chapter XIX		9	6	6	11	8	3	...	...
Offences relating to marriage, Chapter XX		2,385	1,316	1,345	1,981	1,783	158	4	36
Defamation, Chapter, XXI ...		679	228	229	405	373	32	...	...
Criminal intimidation, insult or annoyance, Chapter XXII		604	239	242	513	451	55	2	5
Total under the Indian Penal Code.	1912	37,862	25,532	26,139	59,793	47,103	11,094	52	1,544
	1911	33,075	22,728	23,293	50,117	37,721	10,917	118	1,361

IMPERIAL RETURN No. II—(CRIMINAL)—*(concluded).*

Statement of offences reported and persons tried, convicted and acquitted of each class of offence in the Province of Oudh, during the year 1912.

Description of offences.	Number of offences reported.	Number of offences returned as true.	Number of cases brought to trial during the year.	Number of persons— Under trial during the year including pending from previous year.	Acquitted or discharged.	Convicted.	Died, escaped or transferred to another province.	Remaining under trial.
1	2	3	4	5	6	7	8	9
Code of Criminal Procedure, 1898.								
CHAPTER VIII. Sections 107, 112 to 119—Security for keeping the peace.	1,768	677	691	2,886	1,624	1,212	...	50
CHAPTER VIII. Sections 109, 110, 112 to 119—Security for good behaviour...	1,037	978	995	2,011	199	1,735	1	76
Special and Local Laws.								
Arms Act, XI of 1878 (amended by Act XI of 1882 and Act XII of 1891)	61	60	62	73	14	57	...	2
Cantonments Act, XIII of 1889 ...	1,031	993	993	1,464	240	1,224	...	...
Cattle Trespass Act, I of 1871 (amended by Act I of 1891)	3,433	2,597	2,637	7,858	7,091	640	4	123
Criminal Tribes and Eunuchs Act, XXVII of 1871 (amended by Act II of 1897)	151	151	165	169	3	160	3	3
Cruelty to Animals Act, XI of 1890 ...	244	243	243	308	26	281	...	1
Emigration Act, XXI of 1883 (amended by Act XVIII of 1890, Act V of 1897 and Act VII of 1897) ...	14	12	12	17	5	11	...	1
European Vagrancy Act, IX of 1874 (amended by Act I of 1879 and Act XII of 1891)	1	...	...	...	...	...	...	...
Excise on Spirits and Drugs Act, XXII of 1881 (amended by Act VI of 1885 and Act XIII of 1890) ...	353	349	353	445	88	351	...	6
Ferries Act, XVII of 1878 (amended by Act III of 1886)	42	35	35	103	80	16	...	7
Forests Act, VII of 1878 (amended by Act V of 1890 and Act XV of 1911)	20	16	16	34	8	26	...	...
Gaming and Lotteries Act, III of 1867.	78	78	81	511	74	437	...	...
Hackney Carriage Act, XIV of 1879...	1,092	1,050	1,050	1,260	175	1,082	...	3
Income Tax Act, II of 1886 ...	1	1	1	1	...	1	...	...
Indian Explosives Act, IV of 1884 ...	8	8	8	9	...	9	...	...
Motor Cars Act XII of 1911 ...	3	3	3	3	...	3	...	...
Municipal Bye-Laws Act, XV of 1883	3,948	3,707	3,718	4,150	501	3,622	3	24
Opium Act, I of 1878	67	67	68	74	16	55	...	3
Opium Cultivation Act, XIII of 1857 (amended by Acts I of 1903 and I of 1911)	17	15	15	15	...	15	...	...
Poisons Act, I of 1904	4	4	4	8	...	8	...	...
Police, District—Act, V of 1861 ...	3,113	3,080	3,084	4,713	341	4,363	...	9
Police, Village and Road—Act, XVI of 1873	4	3	5	10	7	3	...	...
Post Office Act, VI of 1898 (amended by Acts XIII of 1898, II of 1903 and III of 1912) ...	4	3	4	4	1	2	...	1
Printing Presses Act, XXV of 1867 (amended by Acts X of 1890 and XII of 1891)	1	1	1	1	...	1	...	...
Prisons Act, IX of 1894 (amended by Act XIII of 1910)	1	1	1	1	...	1	...	...
Railways Act, IX of 1890 (amended by Act IX of 1896)	455	449	453	649	104	544	...	1
Registration Act, XVI of 1908 ...	1	1	1	1	...	1	...	..
Salt and Saltpetre Act, XII of 1882 ...	3	3	3	4	2	2	...	...
Sanitation Act, II of 1892 (North-Western Provinces and Oudh) ...	243	242	243	717	16	699	2	...
Stage-carriages Act, XVI of 1861 (amended by Act I of 1898) ...	133	133	134	151	19	131	...	1
Stamp Act, II of 1899 (amended by Acts XV of 1894, VI of 1900, V of 1906, VI of 1910 and I of 1912 ...	251	249	251	306	38	264	2	2
Treasure Trove Act, VI of 1878 ...	5	5	5	7	4	3	...	...
Vaccination Acts, XIII of 1880 and I of 1892	187	3	3	5	1	4	...	...
Village Police Act, XVII of 1876 ...	8	7	7	8	1	7	...	...
Water-Works Act, I of 1891 (North-Western Provinces and Oudh) ...	21	18	18	18	3	15	...	...
Total under the Code of Criminal Procedure and Special and Local Laws. 1912...	17,803	15,242	15,363	27,994	10,681	16,985	15	313
1911...	14,894	12,805	12,893	22,886	9,029	13,560	15	282
GRAND TOTAL ... 1912...	55,665	40,774	41,502	87,787	57,784	28,079	67	1,857
1911...	47,969	35,533	36,186	73,003	46,750	24,477	133	1,643

JUDICIAL STATEMENT

Showing the general result of the trial of European

Description of offence.		Persons whose cases were disposed of —										
		By District Magistrates and other 1st class Magistrates.				By Courts of Session.			By High Court.		Total for all courts.	
				Committed.								
		Convicted.	Acquitted or discharged.	To Courts of Session.	To High Court.	Convicted.	Acquitted or discharged.	Transferred to High Court under Section 449 (2) of the Code.	Convicted.	Acquitted.	Convicted.	Acquitted or discharged.
1		2	3	4	5	6	7	8	9	10	11	12
Offences against property, Chapter XVII, Indian Penal Code.	Criminal breach of trust ...	1	...	3	...	3	...	...	...	...	4	...
	Theft in dwelling-house, &c. ...	1	...	...	...	...	...	...	...	...	1	...
	Mischief/House-trespass ...	...	1	...	...	...	...	...	...	...	...	1
Offences affecting the human body, Chapter XVI, Indian Penal Code.	Voluntarily causing hurt ...	...	1	...	...	...	...	...	...	...	...	1
Offences under the Indian Railways Act IX of 1890.	Drunkenness or nuisance on a railway ...	1	...	...	...	...	...	...	...	...	1	...
	Endangering safety of persons travelling by railway by wilful act or omission...	1	...	...	...	...	...	...	...	...	1	...
Total ...	1912	4	2	3	...	3	...	...	...	...	7	2
	1911	27	2	1	1	2(*a*)	1(*b*)	...	...	...	29	3

(*a*) Including 1 person whose case

(*b*) Remanded by High Court

No. IIA—(CRIMINAL).

British subjects in the Province of Oudh, during the year 1912.

Of the total number of persons shown in—

Columns 2 to 5.			Columns 6 to 8.		Columns 6 to 10.		Columns 11 and 12. Number whose cases were disposed of by—			
							Magistrates.		Sessions Judges.	
Number who claimed to be tried by a mixed jury, section 451 (1) of the Code.	Number who did not so claim.	Number of those in column 13 whose cases were transferred under section 451 (9) of the Code.	Number who claimed a mixed number of assessors, section 450 (2) of the Code.	Number who did not so claim.	Number who claimed to be tried by a mixed jury, section 450 (1) of the Code.	Number who did not so claim.	Being European British subjects.	Other than European British subjects.	Being European British subjects.	Other than European British subjects.
13	14	15	16	17	18	19	20	21	22	23
3	1	...	...	...	...	3	1	...	3	...
...	1	...	...	...	...	...	1	...	...	...
...	1	...	...	...	...	...	1	...	...	...
...	1	...	...	...	...	...	1	...	...	...
...	1	...	...	...	...	...	1	...	...	...
...	1	...	...	...	...	...	1	...	...	...
3	6	...	...	...	...	3	6	...	3	...
2	29	...	...	1	1	1	29	...	3	...

remained pending at the close of the year 1910.
for retrial.

IMPERIAL RETURN No. III—(CRIMINAL).

Miscellaneous proceedings under the Code of Criminal Procedure in the Province of Oudh, during the year 1912.

Nature of proceedings.	Total number of cases before the courts during the year.	Number of persons concerned.	Number of persons discharged.	Number of persons convicted.
1	2	3	4	5
1. Proceedings against witnesses under Chapter VI—C and section 485 of Chapter XXXII. ...	26	59	43	16
2. Proceedings under Chapter VIII to prevent breach of the peace	691	2,886	1,624	1,212
3. Proceedings under Chapter VIII, Security for good behaviour.	995	2,011	199	1,735
4. Proceedings against local nuisances, Chapter X.	347	873	408	460
5. Possession, Chapter XII	132	393	221	156
6. Frivolous or vexatious accusations summarily dealt with under Chapter XX, section 250 ...	188	199	5	194
7. Non-attendance of jurors and assessors, Chapter XXIII, section 332	23	23	15	8
8. Maintenance, Chapter XXXVI ...	706	706	562	135
9. Forfeiture of bail or recognizance under Chapter XLII	178	254	74	172
10. Proceedings under Chapter XLVI, section 563, against convicted offenders released under section 562	13	14	3	11
Total ... 1912 ...	3,299	7,418	3,154	4,099
Total ... 1911 ...	2,676	5,479	2,669	2,624

IMPERIAL RETURN No. IV.—(CRIMINAL).

Showing the general result of criminal trials in the tribunals of various classes in the Province of Oudh, during the year 1912.

Class of courts.	Total number of persons under trial.	Persons whose cases were disposed of—										Committed or referred.	Persons remaining under trial at the close of the year.	Number of cases disposed of during the year.	Average number of days during which each case lasted.	Number of witnesses examined.
		Died, escaped or transferred to another province.	Discharged or acquitted.	Convicted.												
				On regular trial.				On summary trial.								
				Sentence passed.	Released on probation, section 562, Code of Criminal Procedure.	Youthful offenders dealt with under section 31, Act VIII of 1897.		Sentence passed.	Released on probation, section 562, Code of Criminal Procedure	Youthful offenders dealt with under section 31, Act VIII of 1897.						
						Discharged after admonition.	Delivered to parent or guardian.			Discharged after admonition.	Delivered to parent or guardian.					
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17
Subordinate Magistrates. Special Magistrates under section 14 ...	112	1	69	37	...	...	...	...	...	...	...	5	...	55	11·03	313
Honorary Magistrates sitting singly ...	21,676	16	18,083	2,985	9	10	...	7	...	...	...	1	565	8,494	9·68	14,290
Stipendiary Magistrates sitting singly ...	54,108	43	34,457	12,880	93	4	2	4,418	52	2	...	1,138	1,019	25,134	9·57	72,614
Benches of Magistrates ...	11,356	4	4,680	3,831	...	...	...	2,691	...	..	...	...	150	6,944	6·25	6,228
District and Divisional Magistrates—Cases referred under sections 347/349, Code of Criminal Procedure	273	...	60	134	27	2	1	48	...	...	...	1	...	38	1·6	44
Chief Magistrates of districts ...	142	1	68	36	1	...	...	29	...	...	...	7	...	71	13·76	191
Deputy Commissioners under section 30, Act V of 1898 ...	5	...	1	4	...	...	...	...	..	...	...	...	...	2	32	29
Total of Magistracy. 1912	87,672	65	57,418	19,907	130	16	3	7,193	52	2	...	1,152	1,734	40,738	9·03	93,709
Total of Magistracy. 1911	72,920	127	46,461	17,066	129	4	1	6,525	56	7	...	1,029	1,515	35,460	9·33	83,296
Sessions Judges. 1912	1,267	2	366	775	1	...	...	...	...	...	...	...	(a)122	546	35·63	5,169
Sessions Judges. 1911	1,112	6	289	689	...	...	...	...	...	...	...	...	128	503	36·51	4,603

(a) Excluding 1 person sent to the Lunatic Asylum.

IMPERIAL RETURN No. V—(CRIMINAL).

Showing punishments inflicted by the various criminal tribunals in the Province of Oudh, during the year 1912.

Class of courts.	Persons sentenced to—							Persons ordered to find or give security or recognizance to keep the peace or security for good behaviour.	Persons imprisoned in default of security for good behaviour.	Detail of punishment.																
				Imprisonment.						Fine.									Imprisonment.					Whipping.			
	Death.	Transportation.	Penal servitude.	Rigorous.	Simple.	Forfeiture of property.	Fine.	Whipping.			Rs. 10 and under.	Rs. 50 and under.	Rs. 100 and under.	Rs. 500 and under.	Rs. 1,000 and under.	Above Rs. 1,000.	Total amount of fines imposed during the year.	Total amount of fines realised during the year.	Amount paid by way of compensation.	Fifteen days and under.	Six months and under.	Two years and under.	Seven years and under.	Above seven years.	Ten stripes.	Twenty stripes.	Thirty stripes.	Number of boys whose sentences were commuted to detention in a Reformatory School.
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29
																	Rs.	Rs.	Rs.									
Subordinate Magistrates. Special Magistrates ...	...	...	...	14	...	...	15	7	1	1	5	10	...	...	...	...	193	193	...	2	6	7	...	...	1	5	1	...
Honorary Magistrates sitting singly...	...	...	...	469	79	...	2,569	13	14	...	2,257	310	2	...	...	...	14,409	13,794	2,199	189	335	24	...	...	3	10	...	...
Stipendiary Magistrates sitting singly	...	...	...	3,783	299	...	10,409	593	2,980	1,702	8,772	1,535	76	23	3	...	79,083	71,523	10,708	602	2,339	2,792	51	...	192	327	74	6
Benches of Honorary Magistrates	...	...	...	72	20	...	6,449	...	...	...	6,337	105	7	...	...	...	11,002	10,601	569	49	42	1	...	...	...	...	...	...
District and Divisional Magistrates—Cases referred under sections 347/349, Code of Criminal Procedure ...	...	...	...	31	6	...	60	92	23	...	55	5	...	...	...	...	202	202	25	5	26	6	...	...	38	52	2	...
Chief Magistrates of districts ...	...	...	...	9	2	...	46	...	10	3	31	12	2	1	...	...	952	955	128	2	8	4	...	...	...	...	...	...
Deputy Commissioners under section 30, Act V of 1898 ...	...	...	...	4	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	4	...	...	...	...	...
Courts of Session	55	129	...	580	5	...	38	12	1	8	1	27	8	2	...	...	2,314	1,159	207	5	42	115	345	86	...	10	2	1
Total ... 1912	55	129	...	4,962	411	...	19,586	717	3,029	1,714	17,458	2,004	95	26	3	...	1,08,155	98,427	13,836	854	2,798	2,949	400	86	234	404	79	7
1911	65	106	...	5,635	460	...	16,283	862	1,924	1,184	14,625	1,562	72	23	1	...	86,330	79,996	13,795	952	3,273	2,604	379	71	237	510	115	6

JUDICIAL STATEMENT No. V-A—(CRIMINAL).

Showing the particulars of whippings inflicted by the criminal tribunals in the Province of Oudh, during the year 1912.

PART I.

Showing whippings inflicted under sections 3 and 4, Act IV of 1909, in lieu of other punishments.

Offences for which awarded.	Number of persons awarded.			
	5 to 10 stripes.	11 to 20 stripes.	21 to 30 stripes.	Total.
1	2	3	4	5
In lieu of other punishments. (SECTIONS 3 AND 4, ACT IV OF 1909.)				
1. Theft, as defined in section 378, Indian Penal Code	107	149	25	281
" 380, ditto	46	58	18	122
" 382, ditto	1	...	...	1
2. Lurking house-trespass, as defined in section 443, Indian Penal Code	5	23	2	30
3. Lurking house-trespass by night, as defined in section 444, Indian Penal Code ...	11	43	5	59
4. House-breaking, as defined in section 445, Indian Penal Code	7	25	2	34
5. House-breaking by night, as defined in section 446, Indian Penal Code ...	20	75	23	118
6. Abetment or commission of, or attempt to commit, rape, as defined in section 375, Indian Penal Code	19	6	2	27
7. Compelling, or inducing, any person, by fear of bodily injury, to submit to an unnatural offence, as defined in section 377, Indian Penal Code	1	9	...	10
8. Voluntarily causing hurt in committing, or attempting to commit, robbery, as defined in section 390, Indian Penal Code ...	...	1	...	1
9. Offence under section 19 of Act XXVII of 1871 (section 22, Act III of 1911)	4	4	...	8
On first conviction	211	382	70	663
On reconviction	10	11	7	28
Total ... 1912 ...	221	393	77	691
1911 ...	221	478	109	808

JUDICIAL STATEMENT No. V.-A. (CRIMINAL.)

PART II.

Showing whippings inflicted in addition to other punishments, under section 4, Act IV of 1909.

Offences for which awarded.	Number of persons awarded—			
	5 to 10 stripes.	11 to 20 stripes.	21 to 30 stripes.	Total.
1	2	3	4	5
In addition to other punishments. (SECTION 4).				
1. Abetment or commission of, or attempt to commit, rape, as defined in section 375, Indian Penal Code	...	1	2	3
2. Offence under section 52, Act IX of 1894	...	1	...	1
Total ... 1912	...	2	2	4
1911	...	16	5	21

JUDICIAL STATEMENT No. V.-A. (CRIMINAL).

PART III.

Showing whippings inflicted under section 5, Act IV of 1909, on juveniles for offences other than those specified in Parts I and II.

Offences.	Number of persons awarded—		Total.
	5 to 10 stripes.	11 to 15 stripes.	
1	2	3	4
1. Voluntarily causing hurt, as defined in section 323, Indian Penal Code	1	...	1
2. Voluntarily causing hurt by dangerous weapons or means, as defined in section 324, Indian Penal Code ...	1	...	1
3. Rape, as defined in section 375, Indian Penal Code ...	1	7	8
4. Theft, as defined in section 378, Indian Penal Code	1	...	1
5. Theft by clerk or servant of property in possession of master, as defined in section 381, Indian Penal Code ...	3	2	5
6. Criminal breach of trust, as defined in section 406, Indian Penal Code	1	...	1
7. Criminal breach of trust by clerk or servant, as defined in section 408, Indian Penal Code	1	...	1
8. Dishonestly receiving or retaining stolen property, as defined in section 411, Indian Penal Code ...	2	...	2
9. Lurking house-trespass or house-breaking by night, in order to commit offence punishable with imprisonment, as defined in section 457, Indian Penal Code ...	2	...	2
On first conviction	12	9	21
On reconviction	1	...	1
Total ... 1912	13	9	22
Total ... 1911	16	16	(a)33

(a) Including 1 person awarded 21 to 30 stripes.

JUDICIAL STATEMENT No. V.-A. (CRIMINAL).

PART IV.

Showing relative number of times whipping was awarded as compared with other punishments.

Punishments.	Number.
1	2
1. Total number of whippings awarded	717
2. Total number of other punishments in cases in which whipping might have been awarded	2,419
3. Total number of all punishments in cases in which whipping might have been awarded (total of headings 1 and 2)	3,136
4. Percentage of whippings on total number of all punishments (percentage of heading 1 on heading 3)	22·86

IMPERIAL RETURN No. VI—(CRIMINAL).

Showing the result of appeals and revisions in criminal cases in the Province of Oudh, during the year 1912.

Tribunals.	Total number of appellants or applicants before the courts.	Number of persons—										Average number of days each appeal lasted.	Number of persons dealt with under—		Remarks.		
		Died, escaped or transferred to another province.	Appeals or applications rejected.	Sentences or orders confirmed.	Sentences enhanced.	Sentences reduced or otherwise altered.	Sentences reversed.	Proceedings quashed.	New trial or further enquiry ordered.	Referred for revision to High Court.	Pending trial.		Section 106(3), Code of Criminal Procedure.	Section 8, Clause 2, of the Reformatory Schools Act.			
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16		
Appeals.																	
To Chief Magistrates of districts ...	2,191	1	133	1,358	...	164	450	8	11	2	64	13·03	...	...			
To Sessions Courts ...	1,812	1	723	604	1	172	246	8	9	...	48	13·67	...	...			
Superior Court. By persons convicted ...	570	...	97	320	...	21	84	...	...	...	48	30·43	...	...			
Superior Court. By Government ...	26	...	...	15	...	...	8	...	...	...	3	65	...	...			
Total ... 1912	4,599	2	953	2,297	1	357	788	16	20	2	163	16·02	...	...			
Total ... 1911	4,582	3	1,230	2,168	...	327	654	8	27	...	165	16·3	...	...			
Revisions.																	
By Chief Magistrates of districts ...	121	...	268	575	...	5	12	15	172	31	19	12·39	...	...	Applications by complainants against accused.		
By Courts of Session ...	375	...	284	309	...	1	4	4	33	65	26	15·26	...	...	136	160	351
By Superior Court ...	339	...	164	117	5	29	54	...	1	...	34	24·17	...	...	24	25	65
Total ... 1912	835	...	716	1,001	5	35	70	19	206	96	79	16·02	...	...	503	529	1,392
Total ... 1911	798	2	634	914	4	21	60	14	194	64	71	17·89	...	...	399	434	1,180

IMPERIAL RETURN No. XIII—(CRIMINAL).

Showing use of Jurors and Assessors in the criminal courts in the Province of Oudh, during the year 1912.

Classes of courts in which Jurors or Assessors are employed.	Established or average number of Jurors or Assessors in each case, and prescribed qualifications.	Number of accused persons in jury trials.				Number of accused persons in trials with Assessors.			
		Tried.	As to whom the Judge—			Tried.	As to whom the Judge—		
			Approved of verdict.	Did not approve of verdict.	Made reference under section 307 of the Code of Criminal Procedure.		Agreed with all the Assessors.	Differed from one or more but not from all the Assessors.	Differed from all the Assessors.
1	2	3	4	5	6	7	8	9	10
Sessions Judge, Lucknow	5 Jurors ... 2 or 3 Assessors.	51	46	...	5	128	55	49	24
„ „ Sitapur ...	3 Assessors	...	...	...	...	227	131	28	68
„ „ Hardoi ...	2 or 3 „	...	...	...	...	253	130	95	33
„ „ Fyzabad...	3 „	...	...	...	...	80	44	3	33
„ „ Gonda ...	3 „	...	...	...	...	146	126	5	15
„ „ Rae Bareli	2 „	...	...	...	...	242	164	5	73
Total ... 1912 ...	...	51	46	...	5	1,081	650	185	246
Total ... 1911 ...	The form of this statement having now been revised, the corresponding figures for the year 1911 cannot be given.								

NOTE

ON THE

Administration of Criminal Justice

IN THE PROVINCE OF OUDH,

DURING THE CALENDAR YEAR ENDING 31st DECEMBER 1914:

WITH STATEMENTS.

ALLAHABAD:

PRINTED BY F. LUKER, SUPDT., GOVERNMENT PRESS, UNITED PROVINCES.

1915.

Note on the Administration of Criminal Justice in the Province of Oudh during the calendar year ending 31st December 1914.

The only change in the constitution of the courts was an increase in the number of the Subordinate Judges who were invested with the powers of Assistant Sessions Judges. Including the two Subordinate Judges who exercise these powers *ex-officio* at Kheri and Sultanpur the number of Subordinate Judges invested with these powers rose from 7 to 9, and at the close of the year to 10. **Judicial Statement No. I.**

There was a considerable increase in the total number of offences reported, returned as true, and brought to trial under the Indian Penal Code as well as under the Code of Criminal Procedure and Special and Local Acts. The increase is chiefly under theft (28 *per cent.*), receiving stolen property (17 *per cent.*) and criminal trespass (15 *per cent.*), while there is a slight decrease in offences affecting life and under hurt. **Judicial Statement No. II.**

Twenty European British subjects were brought to trial during the year, of whom three claimed to be tried by jury. All the cases were tried by Magistrates. Sixteen accused were convicted and four acquitted. **Judicial Statement No. II-A.**

Proceedings demanding security for good behaviour increased by nearly 33 *per cent.* The chief increase was in Hardoi, where there were 196 such cases as against 50 in the previous year. **Judicial Statement No. III.**

The decrease in the number of witnesses examined and in the average duration of cases noted last year was not maintained, the figures being much the same as for the year before. The proportion of convictions to the number of persons brought to trial increased in all courts. **Judicial Statement No. IV.**

The cases disposed of by Honorary Magistrates decreased from 8,702 to 8,169, and the number of accused persons from 22,772 to 19,983. The largest number of cases (516) was disposed of by Rai Bahadur Chaudhri Mahendra Singh of Bangarmau (Unao), Babu Har Prasad Singh of Partabgarh decided 440, Rai Ganga Bakhsh Singh Bahadur of Balrampur (Gonda) (399), and the Maharaja of Balrampur and Saiyid Raza Husain of Kheri each disposed of 274. The greatest expedition was shown by Maulvi Abdur Rauf and Chaudhri Rashiduddin Ashraf of Bara Banki and by Munshi Muhammad Ashkar Ullah Khan of Kheri. **Honorary Magistrates.**

The average duration of trials in Sessions Courts rose slightly from 34·56 to 35·43 days. **Sessions Court.**

The percentage of cases in which Magistrates awarded sentences of solitary confinement in addition to rigorous imprisonment again fell to 12. **Judicial Statement No. V. Solitary confinement.**

The total number of fines imposed again increased by 4 *per cent.*, and 87 *per cent.* of the fines imposed were realized as against 85 in the previous year. **Fines.**

Though the actual number of whippings was larger than last year, the percentage of whippings to the total number of punishments in cases in which whipping might have been awarded fell from 21·77 to 18·6. **Judicial Statement No. V-A. Part IV.**

There is an increase in the number of appeals preferred to District Magistrates and to Courts of Session and a slight decrease in the number of applications for revision. **Judicial Statement No. VI.**

In the Courts of Magistrates the percentage of appellants whose sentences were confirmed remained the same: in Sessions Courts it fell from 78 to 72.

The disposals in this court have again kept pace with the institutions which were higher than in any year since 1909. **Judicial Commissioner's Court.**

There were eight appeals filed by Government from orders of acquittal against 14 persons. With regard to four persons the appeals were dismissed, two were convicted, and a retrial was ordered in the case of the remaining eight.

There was a large increase in the number of witnesses summoned in all courts and the amount of diet money paid rose from Rs. 42,006 to Rs. 57,268. The average cost per witness rose from Re. 0-14-9 to Re. 0-15-5. **Table C.**

LUCKNOW:
The 3rd August 1915.

B. LINDSAY, I.C.S.,
Judicial Commissioner, Oudh.

Accompaniments:—

Imperial returns Nos. I, II, II-A, III, IV, V, V-A in four parts, VI and XIII, and Provincial Tables A, B, C, D, E, and F.

[Maximum number of pages of the report (excluding statistics) as fixed by by the Government of India—10].

IMPERIAL RETURN No. I.—(CRIMINAL).

Showing the number of judicial divisions and the number of officers exercising original and appellate jurisdiction in the Province of Oudh, during the year 1914.

Name of province.	Area.	Population.	Number of divisions for courts under chief courts, but superior to chief courts of districts.	Number of districts.	Judges of chief court of province.	Total number of officers exercising original or appellate jurisdiction.				Total number of cases decided.				Total receipts of the courts.	Total charges of the courts.	Remarks.
						Judges of other courts superior to chief district courts.	Judges of chief courts of districts.	Judges of district courts other than chief courts.	Judges of other subordinate courts.	Original.		Appellate.				
										Regular.	Miscellaneous.	Regular.	Miscellaneous.			
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17
														Rs.	Rs.	
Territory subject to the Judicial Commissioner of Oudh.	24,158 sq. m.	1,25,58,004	6	12	3	19	12	78	217	43,994	3,593	3,568	1,074	21,30,573	24,27,234	
Total for 1913	24,158 sq. m.	1,25,58,004	6	12	3	20	12	71	220	41,059	3,237	3,162	1,099	21,64,346	23,60,658	

Grades of Judicial officers.		Europeans.	Indians.
Officers exercising both original and appellate jurisdiction.	Judicial Commissioners.	2	1
	District and Sessions Judges ...	6	...
	Additional Sessions Judge ...	1	...
	Sessions and Subordinate Judges	1	1
	Deputy Commissioners ...	11	1
	Deputy Collectors ...	...	4
	City Magistrate ...	1	...
Officers exercising original jurisdiction only.	Assistant Sessions Judges ...	...	2
	Subordinate Judges with powers of Assistant Sessions Judges ...	...	8
	Assistant Commissioners ...	12	...
	Cantonment Magistrates ...	2	1
	Deputy Collectors ...	1	57
	Tahsildars ...	...	43
	Honorary Magistrates ...	2	172

For Home and Agricultural departments	*Europeans.*	*Indians.*
Judicial Commissioners	2	1
District and Sessions Judges	6	...
Additional Sessions Judge	1	...
Sessions and Subordinate Judges	1	1
Assistant Sessions Judges		10
Deputy Commissioners	11	1

For Home and Agricultural departments.	*Europeans.*	*Indians.*
City Magistrate	1	...
Assistant Commissioners	12	...
Cantonment Magistrates	2	1
Deputy Collectors	1	61
Tahsildars	...	43
Honorary Magistrates	2	172

IMPERIAL RETURN No. II.—(CRIMINAL).

Statement of offences reported and persons tried, convicted and acquitted of each class of offence in the Province of Oudh, during the year 1914.

Description of offence.	Number of offences—		Number of cases found true of offences reported in—		Number of cases brought to trial during the year.	Number of persons—				
	Reported in and pending from the previous year.	Reported during the current year.	Previous year.	Current year.		Under trial during the year including pending from previous year.	Acquitted or discharged.	Convicted.	Died, escaped or transferred to another province.	Remaining under trial.
1	2a	2b	3a	3b	4	5	6	7	8	9
Indian Penal Code.										
Offences against the public tranquillity, Chapter VIII	24	539	19	395	415	2,510	1,190	1,104	5	211
Offences by or relating to public servants, Chapter IX	2	90	2	46	48	108	66	38	...	4
Contempt of the lawful authority of public servants, Chapter X ...	22	762	15	715	734	1,051	383	640	4	24
False evidence and offences against public justice, Chapter XI ...	14	301	11	242	254	323	148	157	...	18
Offences relating to coin and Government stamps, Chapter XII ...	1	24	1	23	25	29	14	15	...	...
Offences relating to weights and measures, Chapter XIII	...	27	...	21	21	28	11	9	...	8
Offences affecting the public health, safety, convenience, decency and morals, Chapter XIV	2	326	2	291	293	638	185	416	...	37
Offences relating to religion, Chapter XV	1	49	1	29	48	126	63	53	...	10
Offences affecting the human body, Chapter XVI. — Offences affecting life ...	97	565	30	501	599	813	269	421	7	116
Causing of miscarriage, injuries to unborn children, exposure of infants and the concealment of births...	3	53	1	46	46	45	10	34	...	1
Hurt	289	15,466	244	11,616	11,865	29,851	26,747	2,558	13	533
Wrongful restraint and wrongful confinement	4	278	3	141	144	407	354	44	...	9
Criminal force and assault ...	33	2,468	29	1,684	1,706	4,531	4,059	388	...	84
Kidnapping, forcible abduction, slavery and forced labour ...	12	315	1	150	167	340	211	118	1	10
Rape	19	99	5	69	94	73	34	37	...	2
Unnatural offence	1	28	1	26	39	50	17	30	...	3
Offences against property, Chapter XVII. — Theft	88	4,076	49	3,035	3,107	4,712	1,896	2,690	3	123
Extortion	5	274	4	82	97	280	201	72	1	6
Robbery and dacoity ...	41	316	20	191	233	538	226	278	4	30
Criminal misappropriation of property	...	108	...	81	83	135	88	44	...	3
Criminal breach of trust ...	7	551	4	278	286	334	167	144	2	21
Receiving or habitually dealing in stolen or plundered property...	20	458	10	442	457	619	128	470	1	20
Cheating	16	716	11	302	320	489	282	194	4	9
Fraudulent deeds or disposition of property	1	25	1	19	20	57	49	5	...	3
Mischief...	46	2,110	33	1,423	1,455	3,819	3,386	342	2	89
Criminal trespass	108	5,168	60	3,577	3,647	7,820	5,608	2,023	9	180
Offences relating to documents and to trade or property marks, Chapter XVIII	7	77	4	42	51	65	37	16	...	12
Criminal breach of contracts of service, Chapter XIX	...	27	...	12	12	53	52	1	...	...
Offences relating to marriage, Chapter XX	43	1,982	37	1,000	1,042	1,478	1,285	146	3	44
Defamation, Chapter XXI ...	14	652	7	216	223	385	348	27	3	7
Criminal intimidation, insult and annoyance, Chapter XXII	8	637	6	253	259	590	536	45	...	9
Total under the Indian Penal Code. 1914	928	38,567	611	26,948	27,790	62,297	48,050	12,559	62	1,626
Total under the Indian Penal Code. 1913	624	38,214	575	25,843	26,750	60,666	47,999	11,022	73	1,572

IMPERIAL RETURN No. II.—(CRIMINAL)—(*continued*).

Statement of offences reported and persons tried, convicted and acquitted of each class of offence in the Province of Oudh, during the year 1914.

Description of offence.	Number of offences—		Number of cases found true of offences reported in—		Number of cases brought to trial during the year.	Number of persons.				
	Reported in and pending from the previous year.	Reported during the current year.	Previous year.	Current year.		Under trial during the year including pending from previous year.	Acquitted or discharged.	Convicted.	Died, escaped or transferred to another province.	Remaining under trial.
1	2*a*	2*b*	3*a*	3*b*	4	5	6	7	8	9
Code of Criminal Procedure, 1898.										
CHAPTER VIII. Sections 107, 112 to 119—Security for keeping the peace ...	36	2,043	22	854	878	4,434	2,644	1,640	...	150
CHAPTER VIII. Sections 109, 110, 112 to 119—Security for good behaviour...	21	1,102	21	1,050	1,072	1,882	226	1,607	...	49
Special and Local Laws.										
Arms Act, XI of 1878 (amended by Act XI of 1882 and Act XII of 1891) ...	2	54	2	52	54	62	9	53	...	...
Cantonments Act, XIII of 1889 ...	1	581	1	567	568	885	149	736	...	...
Cattle Trespass Act, I of 1871 (amended by Act I of 1891)	39	3,475	36	2,773	2,804	8,404	7,327	978	1	98
Companies Indian Act, VI of 1882 (amended by Act VI of 1887) ...	...	1	...	1	1	5	3	2	...	...
(Contract workmen) Breaches of contract—Act XIII of 1859 ...	...	35	...	31	31	56	53	...	...	3
Court Fees Act, VII of 1870 (amended by Acts VI of 1887, XII of 1891, XII of 1895, VII of 1910 and XIV of 1911)	...	1	...	1	1	2	1	1	...	...
Criminal Tribes and Eunuchs Act, XXVII of 1871 (amended by Act II of 1897)	3	331	3	316	319	338	37	291	8	2
Criminal Tribes Act, III of 1911 ...	...	29	...	29	29	22	8	12	...	2
Cruelty to Animals Act, XI of 1890 ...	...	397	...	395	396	465	48	417	...	...
Emigration Act, XXI of 1883 (amended by Act XVIII of 1890, Act V of 1897 and Act VII of 1897)	1	11	1	10	11	19	4	15	...	...
Excise on Spirits and Drugs Act, XXII of 1881 (amended by Act VI of 1885 and Act XIII of 1890)	3	369	3	352	355	479	100	378	...	1
Ferries Act, XVII of 1878 (amended by Act III of 1886)	...	154	...	146	146	182	57	124	...	1
Forests Act, VII of 1878 (amended by Act V of 1890 and Act XV of 1911)...	...	38	...	33	33	61	11	44	...	6
Gaming and Lotteries Act, III of 1867	1	96	1	96	99	839	72	735	...	32
Hackney Carriages Act, XIV of 1879 ...	19	1,092	17	1,072	1,096	1,296	190	1,106	...	...
Income Tax Act, II of 1886 ...	2	207	2	196	198	257	49	208	...	...
Indian Explosives Act, IV of 1884 ...	....	4	...	4	4	4	...	4	...	...
Insolvency Act, III of 1907 ...	...	2	...	2	2	2	2	...	...	...
Lodging Houses Act, I of 1892 (North-Western Provinces and Oudh) ...	...	1	...	1	1	1	...	1	...	...
Motor Vehicles Act, II of 1911 ...	...	12	...	12	12	14	...	14	...	...
Municipal Bye-Laws Act, XV of 1883	33	4,369	31	4,030	4,069	4,567	610	3,933	14	10
Municipalities Act, I of 1901 ...	1	15	1	15	14	16	3	13	...	...
Carried over ...	162	14,419	141	12,038	12,193	24,292	11,603	12,312	23	354

IMPERIAL RETURN No. II.—CRIMINAL—(*concluded*).

Statement of offences reported and persons tried, convicted and acquitted of each class of offence in the Province of Oudh, during the year 1914.

Description of offence.	Number of offences—		Number of cases found true of offences reported in—		Number of cases brought to trial during the year.	Number of persons—				
	Reported in and pending from the previous year.	Reported during the current year.	Previous year.	Current year.		Under-trial during the year including pending from previous year.	Acquitted or discharged	Convicted.	Died, escaped or transferred to another province.	Remaining under trial.
1	2	3	4	5	6	7	8	9	10	11
Brought forward ...	162	14,419	141	12,038	12,193	24,292	11,603	12,312	23	354
Opium Act, I of 1878	2	92	2	90	92	104	20	84	...	...
Opium Cultivation Act, XIII of 1857 (amended by Acts I of 1903 and I of 1911)	...	12	...	12	12	12	3	9	...	...
Petroleum Act, VIII of 1899 ...	...	1	...	1	1	1	1	...	...	...
Poisons Act, I of 1904	...	3	...	3	3	3	1	1	...	1
Police, District—Act, V of 1861	4	3,103	4	3,073	3,078	4,406	305	4,069	2	30
Police, Town—Act, XX of 1856 ...	...	10	...	10	10	16	8	8	...	...
Police, Village and Road—Act, XVI of 1873	...	11	...	11	11	18	4	14	...	...
Prisons Act, IX of 1894 (amended by Act XIII of 1910)	...	1	...	1	1	1	...	1	...	...
Railways Act, IX of 1890 (amended by Act IX of 1896)	...	619	...	566	566	775	145	628	2	...
Salt and Saltpetre Act, XII of 1882 ...	...	2	...	2	2	2	...	2	...	...
Sanitation Act, II of 1892(North-Western Provinces and Oudh)	...	343	...	339	339	593	27	566	...	...
Stage Carriages Act, XVI of 1861 (amended by Act I of 1898) ...	1	152	1	148	149	194	18	176	...	...
Stamp Act, II of 1899 (amended by Acts VI of 1900, XV of 1904, V of 1906, VI of 1910 and I of 1912) ...	1	229	1	220	221	274	23	248	...	3
Treasure Trove Act, VI of 1878 ...	...	4	...	4	4	11	3	8	...	...
Vaccination Act, XIII of 1880 ...	4	74	4	43	47	59	59	...	...	...
Water Works Act, I of 1891 (North-Western Provinces and Oudh) ...	...	32	...	31	31	32	4	28	...	...
Weights and Measures Act, XXI of 1871	...	1	...	1	1	1	...	1	...	...
Wild Birds' Protection Act, XX of 1887	...	1	...	1	1	3	...	3	...	...
Total under the Code of Criminal Procedure and Special and Local Laws ... 1914	174	19,109	153	16,594	16,762	30,797	12,224	18,158	27	388
Total under the Code of Criminal Procedure and Special and Local Laws ... 1913	159	17,226	154	14,779	14,928	29,717	12,614	16,692	28	383
GRAND TOTAL 1914	1,102	57,676	764	43,542	44,552	93,094	60,274	30,717	89	2,014
GRAND TOTAL 1913	783	55,440	729	40,622	41,678	90,383	60,613	27,714	101	1,955

JUDICIAL STATEMENT

Showing the general result of the trial of European

Description of offence.	Persons whose cases were disposed of—										
	By District Magistrates and other 1st class Magistrates.				By Courts of Session.			By High Court.		Total for all Courts.	
	Convicted.	Acquitted or discharged.	Committed— To Courts of Session.	Committed— To High Court.	Convicted.	Acquitted or discharged.	Transferred to High Court under section 449 (2) of the Code.	Convicted.	Acquitted.	Convicted.	Acquitted or discharged.
1	2	3	4	5	6	7	8	9	10	11	12
Offences affecting the human body, Chapter XVI, Indian Penal Code. — Voluntarily causing hurt ...	1	...	...	...	...	...	...	...	...	1	...
Offences affecting the human body, Chapter XVI, Indian Penal Code. — Voluntarily causing grievous hurt ...	1	...	...	...	...	...	...	...	...	1	...
Offences against property, Chapter XVII, Indian Penal Code. — Theft/Theft in dwelling house, *etc.* ...	4	...	...	...	...	...	...	...	...	4	...
Offences against property, Chapter XVII, Indian Penal Code. — Criminal breach of trust... ...	2	1	...	...	...	...	...	...	...	2	1
Offences against property, Chapter XVII, Indian Penal Code. — Dishonestly receiving stolen property	...	1	...	...	...	...	...	...	...	...	1
Offences against property, Chapter XVII, Indian Penal Code. — Cheating and dishonestly inducing delivery of property ...	4	...	...	...	...	...	...	...	...	4	...
Offences affecting the human body, Chapter XVI, Criminal intimidation, insult and annoyance, Chapter XXII, Indian Penal Code. — Assault or criminal force to deter public servant from discharge of his duty/Intentional insult with intent to provoke breach of the peace ...	...	2	...	...	...	...	...	...	...	...	2
Offences under the Stamp Act II of 1899. — Refusal to give receipt, and for devices to evade duty on receipts ...	2	...	...	...	...	...	...	...	...	2	...
Offences under the Motor Vehicles Act II of 1911. — Employing a person to drive without obtaining a certificate ...	2	...	...	...	...	...	...	...	...	2	...
Total ... 1914...	16	4	...	...	...	...	...	...	...	16	4
Total ... 1913...	15	...	8	...	6	1	1	1	...	22 (*a*)	1

(*a*) Out of these 4 persons
(*b*) Excluding 4 persons
(*c*) Including 1 person

No. IIA—(CRIMINAL).

British subjects in the Province of Oudh, during the year 1914.

Of the total number of persons shown—

Columns 2 to 5.			Columns 6 to 8.		Columns 6 to 10.		Columns 11 and 12. Number whose cases were disposed of by—			
							Magistrates.		Sessions Judges	
Number who claimed to be tried by a mixed jury, section 451 (1) of the Code.	Number who did not so claim.	Number of those in column 13 whose cases were transferred under section 451 (9) of the Code.	Number who claimed a mixed number of assessors, section 450 (2) of the Code.	Number who did not so claim.	Number who claimed to be tried by a mixed jury, section 450 (1) of the Code.	Number who did not so claim.	Being European British subjects.	Other than European British subjects.	Being European British subjects.	Other than European British subjects.
13	14	15	16	17	18	19	20	21	22	23
...	1	...	...	...	...	...	1	...	...	...
...	1	...	...	...	...	...	1	...	...	...
...	4	...	...	...	...	...	4	...	...	...
...	3	...	...	...	...	...	3	...	...	...
...	1	...	...	...	...	...	1	...	...	...
1	3	...	...	...	...	...	4	...	...	...
2	...	...	...	...	...	...	2	...	...	...
...	2	...	...	...	...	...	2	...	...	...
...	2	...	...	...	...	...	2	...	...	...
3	17	...	...	...	...	...	20	...	...	...
2	20	...	...	...	2	2(*b*)	14	1	8(*c*)	...

pleaded guilty.

in whose cases no jurors or assessors were called, as they pleaded guilty.

convicted by the High Court.

IMPERIAL RETURN No. III—(CRIMINAL).

Miscellaneous proceedings under the Code of Criminal Procedure in the Province of Oudh, during the year 1914.

Nature of proceedings.	Total number of cases before the courts during the year.	Number of persons concerned.	Number of persons discharged.	Number of persons convicted.
1	2	3	4	5
1. Proceedings against witnesses, under Chapter VI—C and section 485 of Chapter XXXII	28	48	30	14
2. Proceedings under Chapter VIII to prevent breach of the peace	916	4,449	2,644	1,655
3. Proceedings under Chapter VIII, Security for good behaviour	1,066	1,930	228	1,650
4. Proceedings against local nuisances, Chapter X	399	1,026	631	300
5. Possession, Chapter XII	140	404	300	84
6. Frivolous or vexatious accusations summarily dealt with under Chapter XX, section 250	158	190	17	173
7. Non-attendance of jurors and assessors, Chapter XXIII, section 332 ...	19	19	13	5
8. Maintenance, Chapter XXXVI	707	709	559	131
9. Forfeiture of bail or recognizance under Chapter XLII	186	264	112	146
10. Proceedings under Chapter XLVI, section 563, against convicted offenders released under section 562	27	34	15	19
Total ... 1914 ...	3,646	9,073	4,549	4,177
Total ... 1913 ...	3,298	8,004	4,170	3,608

IMPERIAL RETURN No. IV—(CRIMINAL).

Showing the general result of criminal trials in the tribunals of various classes in the Province of Oudh, during the year 1914.

Class of courts.	Total number of persons under trial.	Persons whose cases were disposed of—										Committed or referred.	Persons remaining under trial at the close of the year.	Number of cases disposed of during the year.	Average number of days during which each case lasted.	Number of witnesses examined.
		Died, escaped or transferred to another province.	Discharged or acquitted.	Convicted.												
				On regular trial.				On summary trial.								
				Sentence passed.	Released on probation, section 562, Code of Criminal Procedure.	Youthful offenders dealt with under section 31, Act VIII of 1897.		Sentence passed.	Released on probation, section 562, Code of Criminal Procedure.	Youthful offenders dealt with under section 31, Act VIII of 1897.						
						Discharged after admonition.	Delivered to parent or guardian.			Discharged after admonition.	Delivered to parent or guardian.					
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17
Subordinate Magistrates. Special Magistrates under section 14 ...	93	...	30	57	1	...	...	...	...	...	...	5	...	69	21·26	240
Honorary Magistrates sitting singly...	20,417	11	17,160	2,772	...	...	3	30	...	4	2	1	434	8,169	9·14	14,381
Stipendiary Magistrates sitting singly ...	61,793	60	37,427	15,381	130	5	2	5,927	67	21	5	1,436	1,332	28,516	9·56	70,805
Benches of Magistrates ...	10,175	15	5,057	3,975	...	...	...	1,011	...	4	...	...	113	6,442	6·7	6,349
District and Divisional Magistrates —Cases referred under sections 347/349 of the Code of Criminal Procedure ...	185	...	12	133	32	...	...	2	...	...	...	...	6	245	2	4
Chief Magistrates of districts ...	256	1	97	107	...	...	...	48	...	...	...	3	...	97	13·67	258
Deputy Commissioners under sec. tion 30, Act V of 1898 ...	43	...	27	7	...	...	...	3	...	...	...	1	5	16	11	54
Total Magistracy. 1914	92,962	87	59,810	22,432	163	5	5	7,021	67	29	7	1,446	1,890	43,311	9·09	92,091
Total Magistracy. 1913	(a) 90,264	100	60,177	18,578	123	1	4	8,131	70	30	7	1,208	1,835	40,484	8·89	85,598
Sessions Judges. 1914	1,578	2	464	987	1	...	...	...	...	...	...	...	124	683	35·43	7,475
Sessions Judges. 1913	1,327	1	436	770	...	...	...	...	...	...	...	...	120	575 (b)	34·56	6,084

(a) Including five persons sent to the Lunatic Asylum.
(b) Excluding one case transferred to the High Court, North-Western Provinces.

IMPERIAL RETURN No. V—(CRIMINAL).

Showing punishments inflicted by the various criminal tribunals in the Province of Oudh, during the year 1914.

Class of courts.	Persons sentenced to—								Persons ordered to find or give security or recognizance to keep the peace or security for good behaviour.	Persons imprisoned in default of security for good behaviour.	Detail of punishment																Number of boys whose sentences were commuted to detention in a Reformatory School.
				Imprisonment							Fine.									Imprisonment.					Whipping.			
	Death.	Transportation.	Penal servitude.	Rigorous.	Simple.	Forfeiture of property.	Fine.	Whipping.			Rs 10 and under.	Rs. 50 and under.	Rs. 100 and under.	Rs. 500 and under.	Rs. 1 000 and under.	Above Rs. 1,000.	Total amount of fines imposed during the year.	Total amount of fines realized during the year.	Amount paid by way of compensation.	Fifteen days and under.	Six months and under.	Two years and under.	Seven years and under	Above 7 years.	Ten stripes.	Twenty stripes	Thirty stripes.	
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29
Subordinate Magistrates. Special Magistrates	...	...	...	34	1	...	6	8	14	10	4	2	...	...	...	...	39	19	18	9	14	22	...	...	1	7	...	...
Honorary Magistrates, sitting singly	...	...	...	571	119	...	2,253	6	1	1	1,964	272	15	2	...	...	14,478	13,133	1,680	264	409	18	...	...	1	4	1	...
Stipendiary Magistrates, sitting singly	...	...	...	5,127	249	...	13,065	711	3,384	1,614	11,213	1,678	119	51	4	...	1,02,338	87,415	14,274	818	3,224	2,905	43	...	250	395	66	5
Benches of Honorary Magistrates	...	...	...	132	12	...	4,882	...	4	...	4,744	130	5	3	...	...	11,018	10,818	865	42	80	22	...	...	...	...	...	...
District and Divisional Magistrates—Cases referred under sections 347/349, Code of Criminal Procedure	...	...	...	60	2	...	31	71	17	...	27	4	...	...	...	...	128	128	60	2	30	29	1	...	27	42	2	...
Chief Magistrates of districts	...	...	...	35	7	...	40	5	58	1	22	14	1	3	...	...	1,116	1,116	33	8	23	11	1	...	3	1	1	...
Deputy Commissioners under section 30, Act V of 1898	...	...	...	6	1	...	3	...	...	...	3	...	...	...	...	...	9	9	...	1	...	3	3	...	...	...	...	...
Courts of Session	69	184	...	759	9	...	25	12	29	23	3	8	10	1	...	3	3,180	2,518	200	9	34	181	515	52	...	8	4	1
Total ... 1914	69	184	...	6,724	400	...	20,305	813	3,507	1,649	17,980	2,108	150	60	4	3	1,32,306	1,15,156	17,130	1,153	3,814	3,191	563	52	282	457	74	6
1913	80	109	...	5,493	396	...	18,954	708	3,083	1,182	16,752	2,020	111	55	9	7	1,26,070	1,07,297	17,816	780	3,247	2,494	555	28	210	443	55	8

JUDICIAL STATEMENT No. V—A—(CRIMINAL).

Showing the particulars of whippings inflicted by the criminal tribunals in the Province of Oudh, during the year 1914.

PART I.

Showing whippings inflicted under sections 3 and 4, Act IV, of 1909 in lieu of other punishments.

Offences for which awarded.	Number of persons awarded—			
	5 to 10 stripes.	11 to 20 stripes.	21 to 30 stripes.	Total.
1	2	3	4	5
In lieu of other punishments. (SECTIONS 3 AND 4, ACT IV OF 1909).				
1. Theft, as defined in section 378, Indian Penal Code	141	165	25	331
„ 380, „	30	85	11	126
„ 382, „	6	10	4	20
2. Lurking house-trespass, as defined in section 443, Indian Penal Code.	6	10	1	17
3. Lurking house-trespass by night, as defined in section 444, Indian Penal Code.	13	18	2	33
4. House-breaking, as defined in section 445, Indian Penal Code.	10	39	13	62
5. House-breaking by night, as defined in section 446, Indian Penal Code.	20	82	7	109
6. Abetment, or commission of, or attempt to commit rape, as defined in section 375, Indian Penal Code.	...	6	3	9
7. Compelling or inducing, any person by fear of bodily injury, to submit to an unnatural offence, as defined in section 377, Indian Penal Code.	4	1	...	5
8. Voluntarily causing hurt, in committing, or attempting to commit robbery, as defined in section 390, Indian Penal Code.	...	1	4	5
9. Offence under section 19 of Act XXVII of 1871 (section 22, Act III of 1911).	4	9	...	13
10. Offence under sections 128|130 of Act IX of 1890.	2	...	...	2
On first conviction	236	422	69	727
On reconviction	...	4	1	5
Total ... 1914 ...	236	426	70	732
Total ... 1913 ...	196	418	50	664

JUDICIAL STATEMENT No. V-A.—(CRIMINAL).

PART II.

Showing whippings inflicted in addition to other punishments, under section 4, Act IV of 1909.

Offences for which awarded.	Number of persons awarded—			
	5 to 10 stripes.	11 to 20 stripes.	21 to 30 stripes.	Total.
1	2	3	4	5
In addition to other punishments. (SECTION 4.)				
1. Abetment, or commission of, or attempt to commit, rape, as defined in section 375, Indian Penal Code	...	3	3	6
2. Compelling, or inducing, any person, by fear of bodily injury, to submit to an unnatural offence, as defined in section 377, Indian Penal Code	...	1	...	1
3. Voluntarily causing hurt, in committing, or attempting to commit robbery, as defined in section 390, Indian Penal Code ...	...	1	...	1
4. Offence under section 19, Act XXVII of 1871 (section 22, Act III of 1911) ... (*a*)	2	1	...	3
5. House-tresspass or house-breaking by night, as defined in section 457, Indian Penal Code	...	1	1	2
Total ... 1914	2	7	4	13
Total ... 1913	2	7	5	14

(*a*) Sentence of whipping was passed in a case of this nature.

JUDICIAL STATEMENT No. V-A.—(CRIMINAL).

PART III.

Showing whippings inflicted under section 5, Act IV of 1909, on juveniles for offences other than those specified in Parts I and II.

Offences.	Number of persons awarded—		Total.
	5 to 10 stripes.	11 to 15 stripes.	
1	2	3	4
1. Offences under sections 147/304, Indian Penal Code ...	...	1	1
2. Voluntarily causing grievous hurt, as defined in section 325, Indian Penal Code	1	...	1
3. Act endangering life or personal safety of others, as defined in section 336, Indian Penal Code ...	1	...	1
4. Assault or criminal force to woman with intent to outrage her modesty, as defined in section 354, Indian Penal Code	2	...	2
5. Unnatural offences, as defined in section 377, Indian Penal Code	...	1	1
6. Offences under sections 377/109, Indian Penal Code...	1	1	2
7. Theft, as defined in section 379, Indian Penal Code ...	20	14	34
8. Theft in dwelling house, &c., as defined in section 380, Indian Penal Code	5	1	6
9. Theft by clerk of servant of property, in possession of master, as defined in section 381, Indian Penal Code	4	...	4
10. Criminal breach of trust, as defined in section 406, Indian Penal Code	1	...	1
11. Criminal breach of trust by clerk or servant, as defined in section 408, Indian Penal Code ...	...	1	1
12. Dishonestly receiving or retaining stolen property, as defined in section 411, Indian Penal Code ...	1	2	3
13. Cheating and dishonestly inducing a delivery of property, as defined in section 420, Indian Penal Code	...	1	1
14. Lurking house-trespass or house-breaking by night in order to commit offence punishable with imprisonment, as defined in section 457, Indian Penal Code	5	1	6
15. Attempt to commit offences punishable with transportation or imprisonment, as defined in section 511, Indian Penal Code	2	...	2
16. Offences under Act XI of 1878	...	1	1
17. Offences under Act III of 1867	1	...	1
On first conviction	44	24	68
On reconviction	...	...	...
Total ... 1914	44	24	68
Total ... 1913	12	18	30

JUDICIAL STATEMENT No. V-A.—(CRIMINAL).

PART IV.

Showing relative number of times whipping was awarded as compared with other punishments.

Punishments.	Number.
1	2
1. Total number of whippings awarded	813
2. Total number of other punishments in cases in which whipping might have been awarded	3,557
3. Total number of all punishments in cases in which whipping might have been awarded (total of headings 1 and 2)	4,370
4. Percentage of whippings on total number of all punishments (percentage of heading 1 on heading 3)	18·6

IMPERIAL RETURN No. VI—(CRIMINAL).

Showing the result of appeals and revisions in Criminal cases in the Province of Oudh, during the year 1914.

Tribunals.	Total number of appellants or applicants before the courts.	Number of persons.										Average number of days each appeal lasted.	Number of persons dealt with under—		Remarks.		
		Died, escaped or transferred to another province.	Appeals or applications rejected.	Sentences or orders confirmed.	Sentences enhanced.	Sentences reduced or otherwise altered.	Sentences reversed.	Proceedings quashed.	New trial or further enquiry ordered.	Referred for revision to High Court	Pending trial.		Section 106 (3), Code of Criminal Procedure.	Section 8, clause 2 of the Reformatory Schools Act.			
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16		
Appeals.																	
To Chief Magistrates of Districts.	2,412	1	127	1,410	10	251	501	10	35	5	62	17·12	...	...			
To Sessions Courts ...	2,301	...	956	658	...	269	281	6	40	19	72	10·29	...	...			
Superior Court ... By persons convicted	712	...	110	432	...	42	78	...	...	...	50	28·78	...	...			
Superior Court ... By Government.	14	...	1	3	...	8	2	...	...	...	...	34·37	...	...			
Total 1914 ...	5,439	1	1,194	2,503	10	570	862	16	75	24	184	15·7	...	...			
Total 1913 ...	4,796	4	1,075	2,165	...	521	742	19	36	6	228	16·59	...	...			
Revisions.															Applications by complainants against accused.		
By Chief Magistrates of Districts.	356	...	451	755	...	...	22	7	172	25	47	17·51	...	...	351	517	1,123
By Courts of Session ...	580	...	403	403	...	5	39	...	37	30	76	11·17	...	...	138	153	413
By Superior Court ...	545	...	245	209	14	36	69	...	...	...	19	21·92	...	...	12	17	47
Total 1914 ...	1,481	...	1,099	1,367	14	41	130	7	209	55	142	16·89	...	...	501	687	1,583
Total 1913 ...	1,427	...	1,338	984	7	11	52	19	182	65	344	13·9	...	...	522	654	1,575

IMPERIAL RETURN No. XIII—(CRIMINAL).

Showing use of Jurors and Assessors in the criminal courts in the Province of Oudh, during the year 1914.

Classes of courts in which jurors or assessors are employed.	Established or average number of jurors or assessors in each case, and prescribed qualifications.	Number of accused persons in jury trials.				Number of accused persons in trials with assessors.			
		Tried.	As to whom the Judge—			Tried.	As to whom the Judge—		
			Approved of verdict.	Did not approve of verdict.	Made reference under section 307 of the Code of Criminal Procedure.		Agreed with all the assessors.	Differed from one or more but not from all the assessors.	Differed from all the assessors.
1	2	3	4	5	6	7	8	9	10
Sessions Judge, Lucknow	5 Jurors ... 2 or 3 Assessors.	53	51	...	2	296	165	94	37
,, ,, Sitapur ...	3 Assessors	...	...	...	...	426	290	63	73
,, ,, Hardoi ...	2 ,,	...	...	...	...	160	95	29	36
,, ,, Fyzabad	2 ,,	...	...	...	...	127*	93	10	22
,, ,, Gonda ...	2 ,,	...	...	...	...	262	215	29	18
,, ,, Rae Bareli	2 ,,	...	...	...	...	114	98	5	11
Total ... 1914...	...	53	51	...	2	1,385*	956	230	197
Total ... 1913...	...	57	56	...	1	1,129	618	355	156

* Including two persons against whom the case was withdrawn before the assessors' opinion was taken.

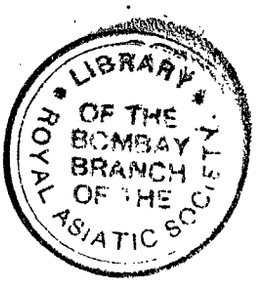
NOTE

ON THE

ADMINISTRATION OF CRIMINAL JUSTICE IN OUDH,

During the calendar year ending 31st December, 1915;

WITH STATEMENTS.



Agents for the sale of United Provinces Government publications.

IN ENGLAND.

Henry S. King & Co., 65, Cornhill, and 9, Pall Mall, London.

Constable & Co., 10, Orange Street, Leicester Square, London, W. C.

P. S. King & Son, 2 and 4, Great Smith Street, Westminster, London, S. W.

Kegan Paul, Trench, Trübner & Co., 68—74, Carter Lane, E. C., and 25, Museum Street, London, W. C.

Grindlay & Co., 54, Parliament Street, London, S. W.

Bernard Quaritch, 11, Grafton Street, New Bond Street, London, W.

B. H. Blackwell, 50 and 51, Broad Street, Oxford.

Deighton, Bell & Co., Limited, Cambridge.

T. Fisher Unwin, Limited, 1, Adelphi Terrace, London, W. C.

W. Thacker & Co., 2, Creed Lane, London, E. C.

Luzac & Co., 46, Great Russell Street, London, W. C.

ON THE CONTINENT.

Ernest Leroux, 28, Rue Bonaparte, Paris.

Martinus Nijhoff, The Hague, Holland.

IN INDIA.

Thacker, Spink & Co., Calcutta.

Newman & Co., Calcutta.

S. K. Lahiri & Co., Calcutta.

R. Cambray & Co., Calcutta.

Messrs. Butterworth & Co., Limited, Booksellers, 6, Hastings Street, Calcutta.

Higginbotham & Co., Madras.

V. Kalyanarama Aiyar & Co., Madras.

G. A. Natesan & Co., Madras.

Thompson & Co., Madras.

S. Murthy & Co., Madras.

Temple & Co., Madras.

Cambridge & Co., Madras.

Thacker & Co., Limited, Bombay.

A. J. Combridge & Co., Bombay.

D. B. Taraporewalla, Sons & Co., Bombay.

Radhabai Atmaram Sagoon, Bombay.

Sunder Pandurang, Bombay.

Rai Sahib M. Gulab Singh & Sons, Mufid-i-am Press, Lahore.

Superintendent, American Baptist Mission Press, Rangoon.

Messrs. Students & Co., Cooch Bihar.

A. M. and J. Ferguson, Ceylon.

Rai Prag Narain Bhargava Bahadur, Proprietor, Newal Kishore Press, Lucknow.

Messrs. Wheeler & Co., 15, Elgin Road, Allahabad

Ram Dayal Agarwala, Bookseller, 184, Katra Road, Allahabad.

N. B. Mathur, Superintendent, Nazair Kanun Hind Press Allahabad.

NOTE

ON THE

Administration of Criminal Justice

IN OUDH,

DURING THE CALENDAR YEAR ENDING 31st DECEMBER, 1915;

WITH STATEMENTS

ALLAHABAD:
PRINTED BY THE SUPERINTENDENT, GOVERNMENT PRESS, UNITED PROVINCES.

1916.

Note on the Administration of Criminal Justice in the Province of Oudh, during the calendar year ending 31st December, 1915.

JUDICIAL STAFF.

1. The jurisdiction and constitution of the courts remained the same during the year of report as in the previous year except that 11, as against 10, Subordinate Judges exercised the powers of Assistant Sessions Judges. **Judicial Statement No. I.**

OFFENCES.

2. Total number of offences reported during the year decreased by 4 *per cent.*, those returned as true by 3 *per cent.*, and those brought to trial by 2·7 *per cent.* Crime under the Penal Code and the Code of Criminal Procedure declined generally by about 6·5 and 1·4 *per cent.*, respectively. The principal decrease was under the heads offences affecting life (—29), mischief (—17·4), dacoities (—17·4), offences relating to marriage (—16), theft (—7·8) and hurt (—5·9 *per cent*). The only appreciable increase was in offences relating to the lawful authority of public servants by 19 *per cent.* **Judicial Statement No. II.**

The prosecutions under the Local and Special Acts increased by 1·4 *per cent.*

3. European British subjects, who were brought to trial during the year and none of whom claimed to be tried by juries, numbered 9. One was tried by a Sessions Judge and the others by Magistrates. Five of these persons were convicted and 4 were either acquitted or discharged. **Judicial Statement No. II A.**

PROCEEDINGS UNDER THE CODE OF CRIMINAL PROCEDURE.

4. Proceedings taken to prevent breach of the peace declined by 12·3 *per cent.*, while those to bind persons of doubtful character increased by 13·6 *per cent.* Proceedings taken under Chapter XII of the Code of Criminal Procedure increased by 105 *per cent.* The variations in the district figures under the above mentioned heads though remarkable in some instances lead to no conclusions. **Judicial Statement No. III.**

JUDICIAL BUSINESS.

5. The average duration of trials and the number of witnesses examined by Magistrates slightly increased during the year. The proportion of convictions to the total number of persons whose cases were disposed of increased from 33 to 34 *per cent.* **Judicial Statement No. IV. Magistrates.**

6. The courts of the Honorary Magistrates disposed of 7,749 cases, involving 19,498 persons as against 8,169 cases, involving 19,983 persons. Rai Bahadur Chaudhri Mahendra Singh of Bangarmau (Unao) decided 492 cases, Rai Ganga Bakhsh Singh Bahadur of Balrampur (Gonda) 385, Sheikh Niaz Ahmad of Rae Bareli 292, Babu Har Prasad Singh of Partabgarh 290, the Maharaja of Balrampur (Gonda) 264, and Babu Lachhmi Prasad Singh of Haidarganj Patkhauli (Fyzabad) 251 cases. **Honorary Magistrates.**

The lowest average duration was returned by Raja Chandra Chur Singh, Sheikh Niaz Ahmad, Saiyid Tassaduq Husain, Khan Saheb, Rai Bahadur Chaudhri Mahendra Singh and Rai Bahadur Ganga Bakhsh Singh.

7. In the Courts of Sessions the duration and the number of witnesses were reduced and the percentage of convictions decreased from 68 to 64. **Sessions Courts.**

PUNISHMENTS.

8. The proportion of cases in which sentences of solitary confinement were inflicted by Magistrates to the total number of cases in which such sentences could be awarded increased from 12 to 13 *per cent.* Each District Magistrate should every now and then invite the attention of his subordinates to the advisability of inflicting this form of deterrent punishment in cases of hardened criminals. This was done in the Partabgarh district. The Magistrate of Gonda contented himself with a remark in his report that a proper discretion was not exercised in his district in this respect. **Judicial Statement No. V. Solitary confinement.**

9. The amount of all the fines imposed during the year increased by 7 *per cent.* The collections decreased from 87 to 84·8 *per cent.* **Fines.**

Judicial Statement No. V-A. Part IV. Whipping.

10. Sentences of whipping awarded during the year increased by 7·6 *per cent.* and the proportion of infliction of this form of punishment to the total number of punishments in cases in which whipping could have been awarded increaseed from 18·6 to 21·61 *per cent.*

APPEALS AND REVISIONS.

Judicial Statement No. VI.

11. Appeals preferred to District Magistrates and to Courts of Session decreased by 5·3 and 6·01 *per cent.* respectively, but the number of applications for revision was practically stationary.

The proportion of appellants whose sentences were confirmed by Magistrates fell from 65 to 60 *per cent.*; in the Courts of Session it increased from 72 to 77.

Judicial Commissioner's Court.

12. The number of appeals and applications preferred as well as those decided decreased during the year. The outturn of the criminal work was less with a proportionate increase on the civil side.

The Local Government appealed from orders of acquittal in 6 cases against 16 persons; in cases of 13 persons the appeals were unsuccessful and 3 were convicted.

WITNESSES.

Table C.

13. The number of witnesses summoned by all the Courts was practically the same as in the previous year. The amount of diet money paid was, however, less and decreased from Rs. 57,268 to Rs. 55,868. In the courts of Magistrates the amount of diet money paid increased and the average cost incurred *per* witness rose from Re. 0-15-5 to Re. 0-15-9.

LUCKNOW:
The 10th August, 1916.

L. STUART, I.C.S.,
Offg. Judicial Commissioner.

Accompaniments :—

Imperial Returns Nos. I, II, IIA, III, IV, V, V-A in four parts, VI, and XIII and Provincial Tables A, B, C, D, E and F.

[Maximum number of pages of the report (excluding statistics) as fixed the Government of India—10.]

STATEMENTS.

IMPERIAL RETURN No. I.—(CRIMINAL).

Showing the number of judicial divisions and the number of officers exercising original and appellate jurisdiction in the Province of Oudh, during the year 1915.

Name of province.	Area.	Population.	Number of divisions for courts under chief courts, but superior to chief courts of districts.	Number of districts.	Judges of chief court of province.	Total number of officers exercising original or appellate jurisdiction.				Total number of cases decided.				Total receipts of the courts.	Total charges of the courts.	Remarks.			
						Judges of other courts superior to chief district courts.	Judges of chief courts of districts.	Judges of district courts other than chief courts.	Judges of other subordinate courts.	Original.		Appellate.							
										Regular.	Miscellaneous.	Regular.	Miscellaneous.						
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17			
														Rs.	Rs.	Grades of judicial officers.		Europeans	Indians.
Territory subject to the Judicial Commissioner of Oudh.	24,158 sq. m.	12,558,004	6	12	3	21	12	80	213	42,544	3,725	3,263	1,079	21,89,489	25,32,676	Officers exercising both original and appellate jurisdiction.	Judicial Commissioners ...	2	1
																	District and Sessions Judges ...	6	...
																	Additional Sessions Judges ...	1	1
																	Sessions and Subordinate Judges	1	1
																	Deputy Commissioners ...	11	1
																	Deputy Magistrates ...	...	7
																	City Magistrate ...	1	...
																Officers exercising original jurisdiction only.	Assistant Sessions Judges ...	...	2
																	Subordinate Judges with powers of Assistant Sessions Judges ...	...	9
																	Assistant Commissioners ...	11	...
																	Cantonment Magistrates ...	2	1
																	Deputy Magistrates	4	58
																	Tahsildars ...	...	43
																	Honorary Magistrates ...	1	169
Total for 1914	24,158 sq. m.	12,558,004	6	12	3	19	12	78	217	43,994	3,593	3,568	1,074	21,30,573	24,27,234				

For Home and Agricultural departments.	*Europeans.*	*Indians.*
Judicial Commissioners	2	1
District and Sessions Judges	6	...
Additional Sessions Judges	1	1
Sessions and Subordinate Judges	1	1
Assistant Sessions Judges	...	11
District Magistrates	11	1

For Home and Agricultural departments.	*Europeans.*	*Indians.*
City Magistrate	1	...
Assistant Commissioners	11	...
Cantonment Magistrates	2	1
Deputy Magistrates	4	61
Tahsildars	...	43
Honorary Magistrates	1	169

IMPERIAL RETURN No. II.—(CRIMINAL).

Statement of offences reported and persons tried, convicted and acquitted of each class of offence in the Province of Oudh, during the year 1915.

Description of offence.	Number of offences—		Number of cases found true of offences reported in—		Number of cases brought to trial during the year.	Number of persons—				
	Reported in and pending from the previous year.	Reported during the current year.	Previous year.	Current year.		Under trial during the year including persons from previous year.	Acquitted or discharged.	Convicted.	Died, escaped or transferred to another province.	Remaining under trial.
1	2a	2b	3a	3b	4	5	6	7	8	9
Indian Penal Code.										
Offences against the State, Chapter VI...	...	1	...	1	1	1	...	1	...	...
Offences relating to the Army and Navy, Chapter VII	...	3	...	3	3	5	...	5	...	...
Offences against the public tranquillity, Chapter VIII	28	520	28	404	437	2,609	1,186	1,183	8	232
Offences by or relating to public servants, Chapter IX	6	111	5	72	77	192	139	41	...	12
Contempt of the lawful authority of public servants, Chapter X ...	24	877	24	797	823	1,147	389	721	5	32
False evidence and offences against public justice, Chapter XI ...	13	353	11	285	302	401	155	215	1	30
Offences relating to coin and Government stamps, Chapter XII ...	...	21	...	18	21	28	10	17	...	1
Offences relating to weights and measures, Chapter XIII	...	55	...	52	52	70	44	26	...	...
Offences affecting the public health, safety, convenience, decency and morals, Chapter XIV	5	221	5	194	198	428	153	272	...	3
Offences relating to religion, Chapter XV	1	68	1	28	29	81	55	19	...	7
Offences affecting human body, Chapter XVI. — Offences affecting life ...	11	401	11	365	609	869	298	451	11	109
Causing miscarriage, injuries to unborn children, exposure of infants and the concealment of births	2	57	2	49	58	88	39	48	...	1
Hurt	194	14,545	189	10,226	10,456	27,008	23,676	2,646	8	678
Wrongful restraint and wrongful confinement	5	304	5	143	149	393	355	21	...	17
Criminal force and assault ...	32	2,270	31	1,600	1,631	4,408	3,948	361	1	98
Kidnapping, forcible abduction, slavery and forced labour ...	3	260	2	123	164	287	158	116	...	13
Rape	...	70	...	46	79	80	25	29	...	26
Unnatural offence	...	30	...	29	34	38	14	22	...	2
Offences against property, Chapter XVII. — Theft	56	3,757	52	2,825	2,985	4,974	2,308	2,511	10	145
Extortion	7	287	3	93	97	205	178	21	...	6
Robbery and dacoity ...	6	261	5	159	243	651	322	235	...	94
Criminal misappropriation of property	4	130	3	77	82	129	80	43	1	5
Criminal breach of trust ...	20	529	14	275	306	360	181	160	2	17
Receiving or habitually dealing in stolen and plundered property...	11	375	11	362	400	493	125	354	1	13
Cheating	11	666	9	310	329	537	309	195	6	27
Fraudulent deeds or disposition of property	...	12	...	10	10	30	19	8	1	2
Mischief	37	1,741	36	1,180	1,223	3,322	2,837	339	3	143
Criminal trespass	61	5,126	59	3,828	3,949	8,677	6,213	2,178	9	277
Offences relating to documents and to trade or property marks, Chapter XVIII	3	76	3	39	52	77	39	24	...	14
Criminal breach of contracts of service, Chapter XIX	...	4	...	3	3	5	5	...	...	...
Offences relating to marriage, Chapter XX	30	1,664	27	871	905	1,446	1,251	146	10	39
Defamation, Chapter XXI ...	9	614	7	191	199	345	316	26	...	3
Criminal intimidation, insult and annoyance, Chapter XXII	8	630	6	306	314	703	625	63	...	15
Total under the Indian Penal Code. 1915	587	36,039	549	24,964	26,220	60,087	45,452	12,497	77	2,061
1914	928	38,567	611	26,948	27,790	62,297	48,050	12,559	62	1,626

IMPERIAL RETURN No. II.—(CRIMINAL)—*(continued).*

Statement of offences reported and persons tried, convicted and acquitted of each class of offence in the Province of Oudh, during the year 1915.

Description of offence.	Number of offences—		Number of cases found true of offences reported in—		Number of cases brought to trial during the year.	Number of persons—				
	Reported in and pending from the previous year.	Reported during the current year.	Previous year.	Current year.		Under trial during the year including pending from previous year.	Acquitted or discharged.	Convicted.	Died, escaped or transferred to another province.	Remaining under trial.
1	2a	2b	3a	3b	4	5	6	7	8	9
Code of Criminal Procedure.										
CHAPTER VIII. Sections 107, 112 to 119—Security for keeping the peace ...	34	1,870	24	779	803	4,257	2,641	1,420	...	196
CHAPTER VIII. Sections 109, 110, 112 to 119—Security for good behaviour ...	17	1,229	17	1,194	1,211	2,018	197	1,739	3	79
Special and Local Laws.										
Arms Act, XI of 1878 (amended by Act XI of 1882 and Act XII of 1891) ...	3	64	3	64	67	79	20	59	...	...
Assam Labour and Emigration Act, VI of 1901	...	20	...	16	16	19	8	10	...	1
Cantonments Act, XIII of 1889 ...	...	431	...	398	398	674	87	587	...	...
Cattle Trespass Act, I of 1871 (amended by Act I of 1891)	28	3,056	28	2,489	2,518	8,044	6,827	1,112	1	104
Companies, Indian—Act, VI of 1882 (amended by Act VI of 1887) ...	...	3	...	2	2	8	2	6	...	...
(Contract workmen)—Breaches of contract—Act, XIII of 1859 ...	2	108	2	81	83	228	228	...	...	...
Court Fees Act, VII of 1870 (amended by Act VI of 1887, XII of 1891, XII of 1895, VII of 1910 and XIV of 1911)	...	13	...	11	11	11	1	10	...	...
Criminal Tribes Act, III of 1911 ...	4	870	4	765	769	834	83	721	12	18
Cruelty to Animals Act, XI of 1891 ...	...	207	...	203	203	234	14	219	...	1
Emigration Act, XXI of 1883 (amended by Act XVIII of 1890, V of 1897 and VII of 1897)	...	7	...	6	6	7	1	6	...	...
European Vagrancy Act, IX of 1874 (amended by Acts I of 1879 and XII of 1891)	...	3	...	3	3	5	2	2	...	1
Excise on Spirits and Drugs Act, XXII of 1881 (amended by Acts VI of 1885 and XIII of 1890)	1	266	1	265	266	308	31	275	...	2
Factories Act, XI of 1891... ...	...	1	...	1	1	1	...	1	...	...
Ferries Act, XVII of 1878 (amended by Act III of 1886)	...	359	...	335	335	459	139	319	...	1
Foreigners Act, III of 1864 (amended by Acts XII of 1876 and XII of 1891) ...	...	2	...	2	2	13	...	13	...	...
Forests Act, VII of 1878 (amended by Acts V of 1890 and XV of 1911) ...	...	17	...	17	17	25	3	22	...	...
Gaming and Lotteries Act, III of 1867...	2	83	2	82	84	637	17	619	...	1
Hackney Carriages Act, XIV of 1879 ...	2	561	2	534	535	670	82	588	...	...
Income Tax Act, II of 1886 ...	...	377	...	352	352	390	30	359	1	...
Indian Explosives Act, IV of 1884 ...	...	4	...	4	4	4	...	4	...	...
Lepers Act, III of 1898	...	1	...	1	1	1	...	1	...	...
Lodging Houses Act, I of 1892 (North-Western Provinces and Oudh) ...	...	18	...	14	14	14	...	14	...	...
Motor Vehicles Act, II of 1911 (North-Western Provinces and Oudh) ...	1	12	1	10	11	14	...	14	...	...
Municipalities Act, I of 1900 (North-Western Provinces and Oudh) ...	2	18	2	17	19	20	1	18	...	1
Municipal Bye-Laws Act, XV of 1883 ...	146	5,399	135	5,045	5,184	5,769	722	5,041	4	2

IMPERIAL RETURN No. II—CRIMINAL—*(concluded)*.

Statement of offences reported and persons tried, convicted and acquitted of each class of offence in the Province of Oudh, during the year 1915.

Description of offence.	Number of offences—		Number of cases found true of offences reported in—		Number of cases brought to trial during the year.	Number of persons—				
	Reported in and pending from the previous year.	Reported during the current year.	Previous year.	Current year.		Under-trial during the year including pending from previous year.	Acquitted or discharged.	Convicted.	Died, escaped or transferred to another province.	Remaining under trial.
1	2*a*	2*b*	3*a*	3*b*	4	5	6	7	8	9
Opium Act, I of 1878	1	104	1	99	100	118	16	100	...	2
Opium Cultivation Act, XIII of 1857 (amended by Acts I of 1903 and I of 1911)	...	12	...	12	12	13	1	12	...	...
Petroleum Act, VII of 1899 ...	...	15	...	11	11	13	4	9	...	...
Poisons Act, I of 1904	1	1	1	1	2	2	2	...	...	...
Police, District—Act, V of 1861 ...	5	2,858	5	2,832	2,842	4,359	301	4,052	2	4
Police, Town—Act, XX of 1856 ...	...	14	...	14	14	26	4	22	...	...
Police, Village and Road—Act, XVI of 1873	...	8	...	8	8	15	...	9	...	6
Post Office Act, VI of 1889 (amended by Acts XIII of 1889, II of 1903 and III of 1912)	...	3	...	2	3	4	2	2	...	...
Prisons Act, IX of 1894 (amended by Act XIII of 1910)	...	2	...	2	2	2	1	1	...	...
Railways Act, IX of 1890 (amended by Act IX of 1896)	...	513	...	502	503	708	214	486	3	5
Registration Act, XVI of 1908 ...	...	1	...	1	1	1	1	...	...	...
Salt and Saltpetre Act, XIII of 1882 ...	...	1	...	1	1	1	...	1	...	...
Sanitation Act, II of 1892 (North-Western Provinces and Oudh) ...	...	221	...	221	221	409	17	390	...	2
Stage Carriages Act, XVI of 1861 (amended by Act I of 1898) ...	...	160	...	158	158	203	40	163	...	...
Sarais and Paraos Act, XXII of 1867 ...	...	1	...	1	1	12	12	...	...	...
Stamp Act, II of 1899 (amended by Acts VI of 1900, XV of 1904, V of 1906, VI of 1910 and I of 1912) ...	1	226	1	213	214	252	18	220	7	7
Steam Boilers and Prime Movers Act, I of 1899 (North-Western Provinces and Oudh)	...	3	...	3	3	3	...	3	...	...
Treasure Trove Act, VI of 1878 ...	...	7	...	7	7	10	3	5	...	2
Vaccination Act, XIII of 1880 ...	...	102	...	58	58	59	46	12	...	1
Water Works Act, I of 1891 (North-Western Provinces and Oudh) ...	...	34	...	34	34	35	2	33	...	...
Total under the Code of Criminal Procedure and Special and Local Laws 1915	250	19,285	229	16,870	17,110	30,988	11,820	18,699	33	436
Total under the Code of Criminal Procedure and Special and Local Laws 1914	174	19,109	153	16,594	16,762	30,797	12,224	18,158	27	388
GRAND TOTAL 1915	837	55,324	778	41,834	43,330	91,075	57,272	31,196	110	2,497
GRAND TOTAL 1914	1,102	57,676	764	43,542	44,552	93,094	60,274	30,717	89	2,014

JUDICIAL STATEMENT

Showing the general result of the trial of European

Description of offence.		Persons whose cases were disposed of—										
		By District Magistrates and other 1st class Magistrates.				By Courts of Session.			By High Court.		Total for all Courts.	
		Convicted.	Acquitted or discharged.	Committed— To Courts of Session.	Committed— To High Court.	Convicted.	Acquitted or discharged.	Transferred to High Court under section 449 (2) of the Code.	Convicted.	Acquitted.	Convicted.	Acquitted or discharged.
1		2	3	4	5	6	7	8	9	10	11	12
Contempt of the lawful authority of public servants, Chapter X, Indian Penal Code.	False information to public servant with intent to cause injury ...	...	1	...	...	...	...	...	...	...	...	1
Offences affecting the human body, Chapter XVI, Indian Penal Code.	Assault with intent to outrage the modesty of a woman ...	...	1	...	...	...	...	...	...	...	...	1
Offences against property, Chapter XVII, Indian Penal Code.	Theft in a dwelling house ...	2	...	1	...	...	1	...	...	...	2	1
	Cheating and dishonestly inducing delivery of property ...	...	1	...	...	...	...	...	...	...	...	1
Offences under the Cattle Trespass Act, I of 1871.	Forcibly opposing the seizure of cattle or rescuing the same ...	1	...	...	...	...	...	...	...	...	1	...
Petroleum Act, VIII of 1899.	Illegal importation, possession or transportation of petroleum or refusal to comply with section 12 ...	1	...	...	...	...	...	...	...	...	1	...
Offences under the Stamp Act, II of 1899, amended by Acts XV of 1904, V of 1906, VI of 1910 and I of 1912.	Executing etc., instruments not duly stamped ...	1	...	...	...	...	...	...	...	...	1	...
Total ...	1915 ...	5	3	1	...	...	1	...	...	...	5	4
	1914 ...	16	4	...	...	...	...	...	...	...	16	4

No. II-A.—(Criminal).

British subjects in the Province of Oudh, during the year 1915.

Of the total number of persons shown—

Columns 2 to 5.			Columns 6 to 8.		Columns 6 to 10.		Columns 11 and 12. Number whose cases were disposed of by—			
							Magistrates.		Sessions Judges.	
Number who claimed to be tried by a mixed jury, section 451 (1) of the Code.	Number who did not so claim.	Number of those in column 13 whose cases were transferred under section 451 (9) of the Code.	Number who claimed a mixed number of assessors, section 450 (2) of the Code.	Number who did not so claim.	Number who claimed to be tried by a mixed jury, section 450 (1) of the Code.	Number who did not so claim.	Being European British subjects.	Other than European British subjects.	Being European British subjects.	Other than European British subjects.
13	14	15	16	17	18	19	20	21	22	23
...	1	...	...	...	...	...	1	...	...	...
...	1	...	...	...	...	...	1	...	...	...
...	3	...	1	...	...	...	2	...	1	...
...	1	...	...	...	...	...	1	...	...	...
...	1	...	...	...	...	...	1	...	...	...
...	1	...	...	...	...	...	1	...	...	...
...	1	...	...	...	...	...	1	...	...	...
...	9	...	1	...	...	...	8	...	1	...
3	17	...	...	...	...	...	20	...	...	...

IMPERIAL RETURN No. III—(CRIMINAL).

Miscellaneous proceedings under the Code of Criminal Procedure in the Province of Oudh during the year 1915.

Nature of proceedings.	Total number of cases before the courts during the year.	Number of persons concerned.	Number of persons discharged.	Number of persons convicted.
1	2	3	4	5
1. Proceedings against witnesses under Chapter VI-C and section 485 of Chapter XXXII...	17	23	22	...
2. Proceedings under Chapter VIII to prevent breach of the peace	803	4,257	2,641	1,420
3. Proceedings under Chapter VIII, Security for good behaviour	1,211	2,018	197	1,739
4. Proceedings against local nuisances, Chapter X	405	841	607	178
5. Possession, Chapter XII	288	1,058	547	450
6. Frivolous or vexatious accusations summarily dealt with under Chapter XX, section 250 ...	140	193	33	160
7. Non-attendance of jurors and assessors, Chapter XXIII, section 332	8	8	8	...
8. Maintenance, Chapter XXXVI	791	797	640	139
9. Forfeiture of bail or recognizance under Chapter XLII	175	228	98	112
10. Proceedings under Chapter XLVI, section 563, against convicted offenders released under section 562	18	25	16	8
Total ... 1915 ...	3,856	9,448	4,809	4,206
Total ... 1914 ...	3,646	9,073	4,549	4,177

IMPERIAL RETURN No. IV.—(CRIMINAL).

Showing the general result of criminal trials in the tribunals of various classes in the Province of Oudh, during the year 1915.

Class of Courts.		Total number of persons under trial.	Persons whose cases were disposed of—											Persons remaining under trial at the close of the year.	Number of cases disposed of during the year.	Average number of days during which each case lasted.	Number of witnesses examined.
			Died, escaped or transferred to another province.	Discharged or acquitted.	Convicted.								Committed or referred.				
					On regular trial.				On summary trial.								
					Sentence passed.	Released on probation, section 562, Code of Criminal Procedure.	Youthful offenders dealt with under section 31, Act VIII of 1897.		Sentence passed.	Released on probation, section 562, Code of Criminal Procedure.	Youthful offenders dealt with under section 31, Act VIII of 1897.						
							Discharged after admonition.	Delivered to parent or guardian.			Discharged after admonition.	Delivered to parent or guardian.					
1		2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17
Subordinate Magistrates.	Special Magistrates under section 14 ...	59	...	30	3	...	...	...	4	...	...	...	2	20	22	9·64	92
	Honorary Magistrates sitting singly...	20,147	15	16,832	2,604	3	...	1	36	1	...	...	6	649	7,749	9·25	13,183
	Stipendiary Magistrates sitting singly...	60,526	87	34,296	15,216	106	14	5	7,768	114	20	1	1,349	1,550	28,015	9·5	72,754
	Benches of Magistrates ...	9,530	5	5,402	3,744	...	...	...	257	...	...	...	...	122	5,759	7·9	6,451
District and Divisional Magistrates—Cases referred under sections 347/349 of the Code of Criminal Procedure ...		271	...	26	209	14	...	...	9	...	1	...	3	9	195	15·91	1
Chief Magistrates of districts ...		345	1	173	52	...	...	...	118	1	...	...	...	...	120	8·29	194
Deputy Commissioners under section 30, Act V of 1898 ...		82	...	41	32	...	...	...	8	1	...	...	...	...	49	21·06	172
Total...	1915	90,960	108	56,800	21,860	123	14	6	8,200	117	21	1	1,360	2,350	41,909	9·27	92,847
	1914	92,962	87	59,810	22,432	163	5	5	7,021	67	29	7	1,446	1,890	43,311	9·09	92,091
Sessions Judges.	1915	1,475	2	472	854	...	...	...	...	...	...	...	...	147	635	33·07	6,893
	1914	1,578	2	464	987	1	...	...	...	...	...	...	...	124	683	35·43	7,475

IMPERIAL RETURN No. V.—(CRIMINAL).

Showing punishments inflicted by the various criminal tribunals in the Province of Oudh, during the year 1915.

Class of courts.	Persons sentenced to—								Persons ordered to find or give security or recognizance to keep the peace or security for good behaviour.	Persons imprisoned in default of security for good behaviour.	Detail of punishment.																Number of boys whose sentences were commuted to detention in a Reformatory School.
				Imprisonment.							Fine.									Imprisonment.					Whipping.			
	Death.	Transportation.	Penal servitude.	Rigorous.	Simple.	Forfeiture of property.	Fine.	Whipping.			Rs. 10 and under.	Rs. 50 and under.	Rs. 100 and under.	Rs. 500 and under.	Rs. 1,000 and under.	Above Rs. 1,000.	Total amount of fines imposed during the year.	Total amount of fines realized during the year.	Amount paid by way of compensation.	Fifteen days and under.	Six months and under.	Two years and under.	Seven years and under.	Above 7 years.	Ten stripes.	Twenty stripes.	Thirty stripes.	
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29
																	Rs.	Rs.	Rs.									
Subordinate Magistrates. Special Magistrates under section 14	...	...	...	4	...	...	2	1	...	...	...	2	...	...	...	...	65	65	...	...	3	1	...	...	...	1	...	...
Honorary Magistrates sitting singly	...	...	...	456	74	...	2,257	8	3	1	1,915	332	9	1	...	...	14,918	14,227	2,157	206	315	10	...	...	2	6	...	...
Stipendiary Magistrates sitting singly	...	...	...	5,230	311	...	14,499	751	3,391	1,737	12,477	1,845	116	54	7	...	1,11,612	95,742	11,891	756	3,515	3,007	...	...	239	426	86	6
Benches of Honorary Magistrates	...	...	...	139	18	...	3,888	...	...	...	3,799	85	2	2	...	...	8,224	7,965	900	48	109	...	...	...	...	...	...	...
District and Divisional Magistrates—Cases referred under sections 347/349, Code of Criminal Procedure	...	...	...	93	8	...	18	106	26	...	10	8	...	...	...	...	294	96	...	9	51	41	...	... (a)	48	48	10	...
Chief Magistrates of districts	...	...	...	8	15	...	121	...	29	4	112	6	...	2	1	...	1,683	767	94	4	5	6	...	12	...	...	...	...
Deputy Commissionets under section 30, Act V of 1898	...	...	...	21	1	...	7	...	12	7	3	3	1	...	...	...	174	174	20	2	12	6	9	...	...	...	...	...
Courts of Session	41	176	...	638	7	...	30	9	16	40	5	15	3	6	...	1	4,605	1,097	675	9	44	114	443	75	2	6	1	...
Total ... 1915	41	176	...	6,589	434	...	20,822	875	3,477	1,789	18,321	2,296	131	65	8	1	1,41,575	1,20,133	15,737	1,034	4,054	3,185	452	87	291	487	97	6
1914	69	184	...	6,724	400	...	20,305	813	3,507	1,649	17,980	2,108	150	60	4	3	1,32,306	1,15,156	17,130	1,153	3,814	3,191	563	52	282	457	74	6

(a) Special order with reference to these 12 Arabs was passed by District Magistrate, Lucknow, for their detention in the lock-up of civil prisoners till the conclusion of the present European War or until further orders of Government vide G. O. No. 3473/VI—1107, dated the 7th August 1915 (Judicial Civil Department) in pursuance of the powers conferred by section 3, Foreign Ordinance No. III of 1914 read with Government of India, Home Department, No. 907, dated the 22nd August, 1914.

JUDICIAL STATEMENT No. V-A—(CRIMINAL).

Showing the particulars of whippings inflicted by criminal tribunals in the Province of Oudh, during the year 1915.

PART I.

Showing whippings inflicted under sections 3 and 4, Act IV of 1909, in lieu of other punishments.

Offences for which awarded.	Number of persons awarded—			
	5 to 10 stripes.	11 to 20 stripes.	21 to 30 stripes.	Total.
1	2	3	4	5
In lieu of other punishments.				
(SECTIONS 3 AND 4, ACT IV OF 1909).				
1. Theft as defined in— Section 378, Indian Penal Code	115	164	25	304
„ 380, „	45	81	17	143
„ 382, „	3	3	...	6
2. Lurking house trespass, as defined in section 443, Indian Penal Code	9	28	6	43
3. Lurking house trespass by night, as defined in section 444, Indian Penal Code ...	6	47	20	73
4. House breaking, as defined in section 445, Indian Penal Code	10	16	7	33
5. House breaking by night, as defined in section 446, Indian Penal Code	23	68	19	110
6. Abetment, or commisson of, or attempt to commit rape as defined in section 375, Indian Penal Code	1	1	...	2
7. Compelling or inducing any person by fear of bodily injury to submit to an unnatural offence, as defined in section 377, Indian Penal Code	...	4	1	5
8. Voluntarily causing hurt, in committing, or attempting to commit robbery, as defined in section 390, Indian Penal Code	...	1	...	1
9. Dacoity, as defined in section 391, Indian Penal Code	1	...	...	1
10. *(a)* Receiving stolen property, as defined in section 411, Indian Penal Code	...	2	...	2
On 1st conviction	212	414	88	714
On re-conviction	1	1	7	9
Total ... 1915 ...	213	415	95	723
Total ... 1914 ...	236	426	70	732

(a) Sentence of whipping was passed in a case of this nature.

JUDICIAL STATEMENT No. V-A.—(CRIMINAL).

PART II.

Showing whippings inflicted in addition to other punishments, under section 4, Act IV of 1909.

Offences for which awarded.	Number of persons awarded—			
	5 to 10 stripes.	11 to 20 stripes.	21 to 30 stripes.	Total.
1	2	3	4	5
In addition to other punishments. (SECTION 4.)				
1. Abetment, or commission of, or attempt to commit rape, as defined in section 375, Indian Penal Code	...	2	1	3
2. Compelling, or inducing, any person, by fear of bodily injury, to submit to an unnatural offence, as defined in section 377, Indian Penal Code	...	1	...	1
3. Voluntarily causing hurt in committing, or attempting to commit robbery, as defined in section 390, Indian Penal Code ...	...	2	1	3
4. Dacoity, as defined in section 391, Indian Penal Code	...	3	...	3
Total ... 1915	...	8	2	10
Total ... 1914	2	7	4	13

JUDICIAL STATEMENT No. V-A.—(CRIMINAL).

PART III.

Showing whippings inflicted under section 5, Act IV of 1909, on juveniles for offences other than those specified in Parts I and II.

	Offences.	Number of persons awarded—		Total.
		5 to 10 stripes.	11 to 15 stripes.	
	1	2	3	4
	Passing counterfeit coins which when first possessed passer did not know to be counterfeit, as defined in section 241, Indian Penal Code	...	1	1
2.	Attempt to commit suicide, as defined in section 309, Indian Penal Code	1	1	2
3.	Assault with intent to outrage the modesty of a woman, as defined in section 354, Indian Penal Code	...	1	1
4.	Rape, as defined in section 376, Indian Penal Code	1	...	1
5.	Unnatural offence, as defined in section 377, Indian Penal Code	1	3	4
6.	Theft, as defined in section 378, Indian Penal Code...	41	36	77
7.	Theft in a dwelling house, as defined in section 380, Indian Penal Code	3	1	4
8.	Theft by a servant, as defined in section 381, Indian Penal Code	...	1	1
9.	Criminal breach of trust, as defined in section 405, Indian Penal Code	...	2	2
10.	Receiving stolen property, as defined in section 411, Indian Penal Code	1	2	3
11.	Cheating and dishonestly inducing delivery of property, as defined in section 420, Indian Penal Code	1	...	1
12.	Mischief by fire etc., with intent to cause damage to the amount of Rs. 100, as defined in section 435, Indian Penal Code	4	1	5
13.	Lurking house trespass by night, as defined in section 444, Indian Penal Code	1	...	1
14.	House breaking by night, as defined in section 446, Indian Penal Code	1	...	1
15.	Lurking house trespass etc., to commit an offence punishable with imprisonment, as defined in section 454, Indian Penal Code	12	2	14
16.	Lurking house trespass etc., by night to commit an offence punishable with imprisonment as defined in section 457, Indian Penal Code	10	13	23
17.	Obstructing railway servant on his duty and endangering safety of persons travelling by railway by wilful act or omission, as defined in sections 121 and 128, Indian Railways Act (IX of 1890, amended by Act IX of 1896)	1	...	1
	On 1st conviction	78	58	136
	On re-conviction	...	6	6
	Total ... 1915	78	64	142
	Total ... 1914	44	24	68

JUDICIAL STATEMENT No. V-A.—(CRIMINAL).

PART IV.

Showing relative number of times whipping was awarded as compared with other punishments.

	Punishments.	Number.
	1	2
1.	Total number of whippings awarded	875
2.	Total number of other punishments in cases in which whipping might have been awarded	3,174
3.	Total number of all punishments in cases in which whipping might have been awarded (total of headings 1 and 2)	4,049
4.	Percentage of whippings on total number of all punishments (percentage of heading 1 on heading 3)	21·61

IMPERIAL RETURN No. VI.—(CRIMINAL).

Showing the result of appeals and revisions in criminal cases in the Province of Oudh, during the year 1915.

Tribunals.	Total number of appellants or applicants before the courts.	Number of persons.										Average number of days each appeal lasted.	Number of persons dealt with under—		Remarks.		
		Died, escaped or transferred to another province.	Appeals or applications rejected.	Sentences or orders confirmed.	Sentences enhanced.	Sentences reduced or otherwise altered.	Sentences reversed	Proceedings quashed.	New trial or further enquiry ordered.	Referred for revision to High Court	Pending trial.		Section 106 (3), Code of Criminal Procedure.	Section 8, clause 2 of the Reformatory Schools Act.			
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16		
Appeals.																	
To Chief Magistrates of districts ...	2,456	17	97	1,347	...	234	596	47	16	1	101	18·46	1	...			
To Sessions Courts ...	2,146	1	734	847	...	205	250	5	11	1	92	12·18	...	...			
Superior Court. By persons convicted...	521	...	63	312	...	50	59	...	...	...	37	24·72	...	...			
Superior Court. By Government ...	16	...	...	13	...	...	3	...	...	....	...	54·66	...	...			
Total ... 1915 ...	5,139	18	894	2,519	...	489	908	52	27	2	230	16·27	1	...			
Total ... 1914 ...	5,439	1	1,194	2,503	10	570	862	16	75	24	184	15·7	...	...			
Revisions.															Applications by complainants against accused.		
By Chief Magistrates of districts ...	244	...	369	733	...	4	4	13	235	9	45	17·34	...	...	384	412	1,168
By Courts of Session...	448	1	357	332	...	6	12	...	59	67	43	12·6	...	...	116	134	429
By Superior Court ...	506	...	272	172	12	16	89	...	...	...	7	16·25	...	...	20	21	62
Total ... 1915 ...	1,198	1	998	1,237	12	26	105	13	294	76	95	15·75	...	...	520	567	1,659
Total ... 1914 ...	1,481	...	1,099	1,367	14	41	130	7	209	55	142	16·89	...	...	501	687	1,583

IMPERIAL RETURN No. XIII—(CRIMINAL).

Showing use of jurors and assessors in the criminal courts in the province of Oudh, during the year 1915.

Classes of courts in which jurors or assessors are employed.	Established or average number of jurors or assessors in each case, and prescribed qualifications.	Number of accused persons in Jury trials.				Number of accused persons in trial with assessors.			
		Tried.	As to whom the Judge—			Tried.	As to whom the Judge—		
			Approved of verdict.	Did not approve of verdict.	Made reference under section 307 of the Code of Criminal Procedure.		Agreed with all the assessors.	Differed from one or more but not from all the assessors.	Differed from all the assessors.
1	2	3	4	5	6	7	8	9	10
Sessions Judge, Lucknow	5 Jurors ... 2 or 3 assessors.	86	74	12	12	277	155	88	34
Do. Sitapur...	3 assessors	...	...	...	...	349	196	90	63
Do. Hardoi ...	2 „ ...	...	...	...	...	151	85	35	31
Do. Fyzabad *	2 „ ...	...	...	...	...	142	83	43	16
Do. Gonda ...	2 „ ...	...	...	...	...	168	131	17	20
Do. Rae Bareli	2 „ ...	...	...	...	...	89	73	7	9
Total ... 1915	...	86	74	12	12	1,176	723	280	173
Total ... 1914	...	53	51	...	2	*1,385	956	230	197

* Including 2 persons against whom the case was withdrawn before the assessors' opinion was taken.

NOTE

ON THE

ADMINISTRATION OF CRIMINAL JUSTICE

IN THE PROVINCE OF OUDH,

DURING THE CALENDAR YEAR ENDING 31ST DECEMBER, 1916

WITH STATEMENTS.

LIBRARY
OF THE
BOMBAY
BRANCH
OF THE
ROYAL ASIATIC SOCIETY

ALLAHABAD:

PRINTED BY THE SUPERINTENDENT, GOVERNMENT PRESS, UNITED PROVINCES.

1917.

ERRATA.

For "confinement" *substitute* "confinements" in the last line but one of paragraph 8 on page (2).

Delete "6" in column 17, sub-column 2, under the head Indians against Assistant Commissioners on page (6).

Substitute "1" against Sessions and Subordinate Judges under head Europeans, and *substitute* "City Magistrate" *for* "City Magistrates" in the footnote on the same page.

For "Gambling" *substitute* "Gaming" on page (8).

For "7,124" *substitute* "7,194" in column 15 against Honorary Magistrates sitting singly; *for* "1·93" *substitute* "7·93" in column 16 against Benches of Magistrates; *for* "51" *substitute* "57" in column 2 against Deputy Commissioners under section 30, etc., and *for* "143" *substitute* "123" in column 6 against Total 1915 on page (13).

Print the following footnote on page (15):—

(a) Sentence of whipping was passed in a case of this nature.

Note on the Administration of Criminal Justice in the Province of Oudh, during the calendar year ending 31st December, 1916.

JUDICIAL STAFF.

1. Twelve Subordinate Judges (including the temporary Additional Subordinate Judge of Bahraich) exercised the powers of an Assistant Sessions Judge as against eleven in the preceding year. There was a Sessions and Subordinate Judge of Bahraich from 1st January to 6th January, 8th July to 8th November, and from 21st December to the close of the year—the vacancy not having been filled up during the intervening periods. **Judicial Statement no. I.**

Mr. C. M. King, Officiating Additional District and Sessions Judge of Lucknow, was placed on deputation for the trial of the case King-Emperor *versus* Kesho Singh and five others (charge under sections 302 and 302/109, Indian Penal Code) at Unao. The case began on the 9th November and ended on the 19th December, 1916. During Mr. King's absence on deputation, Mr. L. S. White, Officiating Sessions and Subordinate Judge of Bahraich, officiated as the 2nd Additional District and Sessions Judge of Lucknow, from 9th November to 19th December, 1916.

OFFENCES.

2. The total number of offences reported during the year increased by 1·3 *per cent.*, those returned as true by 1·1 *per cent.*, and those brought to trial by 1·5 *per cent.* Under the Indian Penal Code there was a decline under the following heads:—Offences affecting life (—20), Hurt (—132), Theft (—274), Criminal trespass (—128), Defamation (—62) and Criminal intimidation, insult or annoyance (—85); and an increase under the heads: Offences affecting the public health (+97), Criminal breach of trust (+107), and Offences relating to marriage (+125). **Judicial Statement no. II.**

Crime under the Code of Criminal Procedure and the Local and Special Acts increased by nearly 6·3 and 6 *per cent.*, respectively. The principal increase was under the following heads:—Criminal Tribes Act (+349), Cantonments Act (+268), Excise on Spirits and Drugs Act (+129), Hackney Carriages Act (+467), Municipal Bye-Laws Act (+303), and Police District Act (+494). The only appreciable decline was under the head: Cattle Trespass Act (—347).

3. Seventeen European British subjects were brought to trial during the year, of whom twelve were convicted and five acquitted by District Magistrates. None of them claimed to be tried by a jury. **Judicial Statement no. II A.**

PROCEEDINGS UNDER THE CODE OF CRIMINAL PROCEDURE.

4. There was an increase in the number of persons bound over to keep the peace from 1,420 to 1,555, and in the proportion of persons discharged to the total number of persons called on to furnish security from 65 to 70 *per cent.* Hardoi is conspicuous for returning the largest number of persons convicted (479) among all the districts in Oudh. Security for good behaviour was demanded from 2,031 as against 2,018 persons. Out of these 1,772 as against 1,739 were bound over. The proportion of persons discharged to those who were charged rose from 10 to 11 *per cent.* Proceedings taken under Chapter XII of the Code of Criminal Procedure have again increased (11 *per cent.*). **Judicial Statement no. III.**

JUDICIAL BUSINESS.

5. There was a slight increase in the number of witnesses examined (from 92,847 to 93,427) and in the average duration of trials (from 9·27 to 9·46). The proportion of convictions to the number of persons brought to trial remained practically stationary. **Judicial Statement no. IV. Magistrates.**

Percentages of convictions in Magisterial Courts, according to districts, are exhibited in the table given below:—

Lucknow ...	... 65	Bahraich	... 31	Gonda ...	... 24
Sitapur ...	... 38	Hardoi ...	... 28	Sultanpur	... 23
Bara Banki	... 35	Kheri ...	... 27	Unao ...	... 21
Fyzabad	... 32	Rae Bareli	... 27	Partabgarh	... 21

Honorary Magistrates and Benches.

6. The cases disposed of by Honorary Magistrates decreased from 7,749 to 7,194, a decrease of 7·16 *per cent.* after a larger decrease in the preceding year. The number of accused persons dealt with decreased from 19,498 to 18,186 or by 6·73 *per cent.*—a larger decrease than in the previous year.

The cases decided by Bench Magistrates increased from 5,759 to 6,424 or by 11·55 *per cent.*, and the number of accused from 9,408 to 9,920 or by 5·44 *per cent.*

The percentage of convictions in the Courts of Honorary Magistrates was stationary, while it rose from 43 to 48 in the Courts of Bench Magistrates.

In the Courts of Honorary Magistrates the largest number of cases were decided by—

(1) Chaudhri Mahendra Singh, Rai Bahadur, of Bangarmau, district Unao (464 cases).
(2) Bhaiya Ganga Bakhsh Singh, Rai Bahadur, of Balrampur, district Gonda (361 cases).
(3) Sheikh Niaz Ahmad of Ataganj, district Rae Bareli (285 cases).
(4) Babu Lachhmi Prasad Singh of Haidarganj Patkaul, district Fyzabad (249 cases).
(5) Babu Indar Dat Singh of Khajurahat, district Fyzabad (239 cases).
(6) The Hon'ble Maharaja Sir Bhagwati Prasad Singh, Bahadur, K.C.I.E., of Balrampur, district Gonda (229 cases).

The District Magistrate of Gonda writes thus with regard to the last-mentioned Honorary Magistrate's outturn of work:—"The Maharaja of Balrampur has, as usual, taken great pains over his records. The disposal of his cases has been hampered by frequent absences at Council and other meetings."

The lowest average duration was returned by the Hon'ble Raja Chandra Chur Singh of Chandapur, district Rae Bareli (3·8 days), Shaikh Niaz Ahmad of Ataganj, district Rae Bareli (5·9 days), and Chaudhri Mahendra Singh, Rai Bahadur, of Bangarmau, district Unao (6·84 days).

One Honorary Magistrate (*viz.* Raja Muhammad Mehdi Ali Khan of Hasanpur, district Sultanpur) resigned his post during the course of the year and four are reported to have died after doing useful work for many years, *viz.*, Nawab Mehdi Ali Khan, Rai Din Dayal Sahib and Munshi Prag Narayan, Rai Bahadur, of Lucknow, and Thakur Lal Bahadur Singh, Rai Bahadur, of Athaisa, district Bahraich.

Sessions Courts.

7. The percentage of convictions on the total number of persons tried by the Courts of Session fell from 64 to 59. The provincial average duration of Sessions trials from the date of commitment rose slightly from 33·07 to 33·67 days.

PUNISHMENTS.

Judicial Statement no. V. Solitary confinement. Magistrates.

8. The provincial percentage of cases in which Magistrates (other than Honorary and Bench Magistrates) awarded sentences of solitary confinement to cases in which they passed sentences of rigorous imprisonment rose from 13 to 18. Sultanpur with a percentage of 30, Bahraich with 28, Hardoi with 27, Bara Banki with 22, and Lucknow with 20, stand highest; and Gonda with 8 and Rae Bareli with 10, stand lowest. The percentages of the remaining five districts ranged from 12 to 18.

The percentage of solitary confinement in the Honorary Courts rose from 9 to 12.

Sessions Courts.

9. The percentage of solitary confinements in the Courts of Session has risen from 15 to 20. The highest was in Rae Bareli (48 *per cent.*), and the lowest in Sitapur (4 *per cent.*).

Judicial Statement no. V and Table D. Fines.

10. There was an increase in the total amount of fines imposed by Magistrates from Rs. 1,36,970 to Rs. 1,38,654, (+ 1·23 *per cent.*).

The total amount of fines realized during the year was Rs. 1,14,893 or 83 *per cent.* as against Rs. 1,19,036 or 87 *per cent.* of the preceding year. The percentages of realizations for all Magisterial Courts, according to districts, are as follows:—

Gonda ...	... 97	Sitapur	... 88	Kheri ...	... 82
Bahraich	... 97	Partabgarh	... 85	Hardoi ...	... 81
Sultanpur	... 94	Unao ...	... 83	Fyzabad...	... 78
Bara Banki	... 88	Lucknow	... 82	Rae Bareli	... 53

11. The percentage of cases in which the punishment of whipping was inflicted to cases in which this form of punishment might have been awarded was 22·8 as against 21·61. The highest percentages were shown by Lucknow, Fyzabad, and Rae Bareli (55, 28, and 27, respectively), and the lowest in Bara Banki, Sultanpur, Unao, and Kheri, where this form of punishment was inflicted only in 8, 9, 14, and 14 instances, respectively, out of every 100 cases in which it was admissible. **Judicial Statement no. V-A, Part IV. Whipping.**

APPEALS AND REVISIONS.

12. The number of appeals preferred to District Magistrates decreased slightly, while those to Sessions Judges remained practically stationary. **Judicial Statement no. VI.**

The number of applications for revision filed in these Courts was nearly the same as in the previous year.

In Magisterial Courts the percentage of appellants whose sentences were confirmed rose from 60 to 65, and in Sessions Courts it fell from 77 to 75.

13. The disposals of this court almost tally with the institutions, which are slightly lower than in the preceding year. Of the appeals, the percentage of sentences confirmed was 66 as against 78 in the previous year. Five appeals were filed by Government from orders of acquittal against eight persons. In cases of five persons the appeals were unsuccessful, and in those of the remaining three they were successful. **Judicial Commissioner's Court.**

WITNESSES.

14. The number of witnesses summoned and not examined decreased from 17,213 to 16,739, *i.e.*, by nearly three *per cent.*, in the Courts of Magistrates, while it increased slightly in the Courts of Session. The percentage of witnesses discharged by Magistrates on the first day declined from 83 to 82, and of those discharged after the second day declined from 7·86 to 7·2. **Table C.**

The number of witnesses actually dieted or paid their travelling expenses during the year fell from 48,173 to 43,642, but the average cost per witness rose from Re. 0-15-9 to Re. 1-0-8. It decreased in Unao, Fyzabad, Gonda, and Rae Bareli, and increased in the remaining districts. The highest average expenses were in Lucknow, Fyzabad, and Sitapur.

LUCKNOW:
The 4th August, 1917.

B. LINDSAY, I.C.S.,
Judicial Commissioner of Oudh.

Accompaniments:—

Imperial Returns nos. I, II, II-A, III, IV, V, V-A, VI, and XIII, and Provincial Tables A, B, C, D, E, and F.

[Maximum number of pages of the report (excluding statistics) as fixed by the Government of India—10.]

APPENDICES.

IMPERIAL RETURN No. I—(CRIMINAL).

Showing the number of judicial divisions and the number of officers exercising original and appellate jurisdiction in the Province of Oudh during the year 1916.

Name of province.	Area.	Population.	Number of divisions for courts under chief courts, but superior to chief courts of districts.	Number of districts.	Judges of chief court of province.	Total number of officers exercising original or appellate jurisdiction — Judges of other courts superior to chief district courts.	Judges of chief courts of districts.	Judges of district courts other than chief courts.	Judges of other subordinate courts.	Total number of cases decided — Original — Regular.	Original — Miscellaneous.	Appellate — Regular.	Appellate — Miscellaneous.	Total receipts of the courts.	Total charges of the courts.	Remarks.
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17
														Rs.	Rs.	
Territory subject to the Judicial Commissioner of Oudh.	24,158 sq. m.	12,558,004	6	12	3	23	12	77	207	43,403	3,847	3,128	1,012	23,07,769	25,65,654	
Total for 1915 ...	24,158 sq. m.	1,2558,004	6	12	3	21	12	80	213	42,544	3,725	3,263	1,079	21,89,489	25,32,676	

Grades of judicial officers.		Europeans.	Indians.
Officers exercising both original and appellate jurisdiction.	Judicial Commissioners ...	2	1
	District and Sessions Judges ...	5	1
	Additional Sessions Judges ...	2	1
	Sessions and Subordinate Judges	1	1
	Deputy Commissioners ...	11	1
	Deputy Magistrates ...	...	7
	City Magistrate	1	...
Officers exercising original jurisdiction only.	Assistant Sessions Judges ...	...	2
	Subordinate Judges with powers of Assistant Sessions Judges ...	...	10
	Assistant Commissioners ...	6	6
	Cantonment Magistrates ...	2	1
	Deputy Magistrates ...	2	56
	Tahsildars ...	...	43
	Honorary Magistrates ...	....	163

For Home and Agricultural departments.	Europeans.	Indians.
Judicial Commissioners	2	1
District and Sessions Judges	5	1
Additional Sessions Judges	2	1
Sessions and Subordinate Judges	...	1
Assistant Sessions Judges	0	12
District Magistrates	11	1

For Home and Agricultural departments.	Europeans.	Indians.
City Magistrates	1	...
Assistant Commissioners	6	...
Cantonment Magistrates	2	1
Deputy Magistrates	2	63
Tahsildars	...	43
Honorary Magistrates	1	163

IMPERIAL RETURN No. II—(CRIMINAL).

Statement of offences reported and persons tried, convicted, and acquitted of each class of offence in the Province of Oudh during the year 1916.

Description of each offence.	Number of offences—		Number of cases found true of offences reported		Number of cases brought to trial during the year.	Number of persons—				
	Reported in and pending from the previous year.	Reported during the current year.	Previous year.	Current year.		Under trial during the year including pending from previous year.	Acquitted or discharged.	Convicted.	Died, escaped or transferred to another province.	Remaining under trial.
1	2a	2b	3a	3b	4	5	6	7	8	9
Indian Penal Code.										
Offences against the State, Chapter VI	...	1	...	1	1	1	...	1	...	...
Offences relating to the Army and Navy, Chapter VII.	...	2	...	2	2	4	...	4	...	...
Offences against the public tranquillity, Chapter VIII.	32	586	30	425	456	2,746	1,566	1,053	8	119
Offences by or relating to public servants, Chapter IX.	10	100	7	59	67	104	60	39	2	3
Contempt of the lawful authority of public servants, Chapter X.	24	919	19	852	871	1,176	372	790	3	11
False evidence and offences against public justice, Chapter XI.	24	299	23	233	263	397	163	202	1	31
Offences relating to coin and Government stamps, Chapter XII.	1	12	1	12	15	19	5	14	...	...
Offences relating to weights and measures, Chapter XIII.	...	29	...	28	28	63	16	31	...	16
Offences affecting the public health, safety, convenience, decency, and morals, Chapter XIV.	2	318	3	275	279	395	104	286	...	5
Offences relating to religion, Chapter XV.	5	109	3	41	44	104	81	22	...	1
Offences-affecting human body, Chapter XVI. — Offences affecting life ...	21	381	20	322	564	812	353	364	1	94
Causing miscarriage, injuries to unborn children, exposure of infants, and the concealment of births.	1	33	1	30	34	30	8	20	...	2
Hurt	286	14,413	269	10,410	10,733	28,164	24,978	2,663	10	513
Wrongful restraint and wrongful confinement.	8	285	6	152	162	476	438	32	...	6
Criminal force and assault ...	35	2,334	30	1,686	1,718	4,564	4,081	344	6	133
Kidnapping, and forcible abduction, slavery and forced labour.	4	251	4	114	150	273	160	106	...	7
Rape	3	53	2	30	68	66	37	26	...	3
Unnatural offence	2	15	2	14	19	26	8	16	...	2
Offences against property, Chapter XVII. — Theft	65	3,483	59	2,651	2,816	4,791	2,383	2,307	15	86
Extortion	3	281	2	70	73	157	128	21	1	7
Robbery and dacoity ...	27	249	13	130	227	589	331	179	3	76
Criminal misappropriation of property.	1	76	...	53	54	91	65	21	1	4
Criminal breach of trust ...	26	636	20	349	373	444	261	167	5	11
Receiving or habitually dealing in stolen and plundered property.	6	397	6	387	425	487	117	354	4	12
Cheating	13	676	11	302	334	533	317	190	4	22
Fraudulent deeds or disposition of property.	2	6	2	4	7	20	18	2	...	...
Mischief	50	1,765	46	1,246	1,299	3,227	2,757	377	...	93
Criminal trespass	119	4,998	100	3,518	3,661	8,352	6,315	1,846	2	189
Offences relating to documents and to trade or property marks, Chapter XVIII.	3	38	3	20	33	55	35	16	...	4
Criminal breach of contracts of service, Chapter XIX.	...	2	...	2	4	9	4	5	...	...
Offences relating to marriage, Chapter XX.	33	1,789	28	924	958	1,549	1,380	122	1	46
Defamation, Chapter XXI ...	5	552	3	175	178	349	326	20	...	3
Criminal intimidation, insult, and annoyance, Chapter XXII.	10	545	6	253	259	610	548	45	...	17
Total under the Indian Penal Code. 1916	821	35,633	719	24,770	26,175	60,683	47,415	11,685	67	1,516
1915	587	36,039	549	24,964	26,220	60,087	45,452	12,497	77	2,061

IMPERIAL RETURN No. II—(CRIMINAL)—*(continued)*.

Statement of offences reported and persons tried, convicted, and acquitted of each class of offence in the Province of Oudh during the year 1916.

Description of each offence.	Number of offences—		Number of cases found true of offences reported.		Number of cases brought to trial during the year.	Number of persons—				
	Reported in and pending from the previous year.	Reported during the current year.	Previous year.	Current year.		Under trial during the year including pending from previous year.	Acquitted or discharged.	Convicted.	Died, escaped or transferred to another province.	Remaining under trial.
1	2*a*	2*b*	3*a*	3*b*	4	5	6	7	8	9
Code of Criminal Procedure.										
Chapter VIII. Sections 107, 112 to 119—Security for keeping the peace.	39	2,156	35	934	969	5,269	3,560	1,555	1	153
Chapter VIII. Sections 109, 110, 112 to 119—Security for good behaviour.	57	1,138	52	1,096	1,149	2,031	228	1,772	2	29
Special and Local Laws.										
Arms Act, XI of 1878 (amended by Act XI of 1882 and Act XII of 1891).	...	48	...	48	48	54	17	36	...	1
Cantonments Act, XIII of 1889 ...	...	699	...	672	672	1,088	394	690	...	4
Cattle Trespass Act, I of 1871 (amended by Act I of 1891).	34	2,709	35	2,161	2,195	6,900	5,631	1,184	5	80
Companies, Indian—Act, VI of 1882 (amended by Act VI of 1887).	...	2	...	2	2	2	1	1	...	...
(Contract Workmen)—Breaches of Contract—Act XIII of 1859.	...	90	...	37	37	39	35	2	2	...
Court Fees Act, VII of 1870 (amended by Acts, VI of 1887, XII of 1891, XII of 1895, VII of 1910, and XIV of 1911).	...	4	...	4	4	4	1	3	...	...
Criminal Tribes Act, III of 1911 ...	11	726	11	633	645	719	66	645	...	8
Cruelty to Animals Act, XI of 1891 ...	1	181	1	180	181	208	16	192	...	...
Emigration Act, XVII of 1908 (amended by Act XIV of 1910).	1	3	1	3	4	4	2	2	...	...
Excise on Spirits and Drugs Act, XXII of 1881 (amended by Acts VI of 1885 and XIII of 1890).	4	395	4	388	392	447	64	379	...	4
Ferries Act, XVII of 1878 (amended by Act III of 1886).	1	77	...	65	65	166	112	54	...	...
Forests Act, VII of 1878 (amended by Acts V of 1890 and XV of 1911).	...	27	...	27	27	40	9	31	...	...
Gambling and Lotteries Act, III of 1867	1	86	1	83	84	800	78	707	...	15
Hackney Carriages Act, XIV of 1879 ...	22	1,028	18	939	958	1,055	88	966	1	...
Income Tax Act, II of 1886 ...	...	261	...	242	242	284	41	243	...	...
Indian Explosives Act, IV of 1884 ...	...	7	...	7	7	7	1	6	...	...
Lodging Houses Act, I of 1892 (North-Western Provinces and Oudh).	...	4	...	4	4	4	1	3	...	...
Motor Vehicles Act, II of 1911 (North-Western Provinces and Oudh).	...	16	...	15	15	18	3	15	...	...
Municipal Bye-Laws Act, XV of 1883	94	5,702	89	5,142	5,232	5,647	783	4,820	1	43
Municipal Taxation Act	...	4	...	4	4	4	...	4	...	...

IMPERIAL RETURN No. II—(CRIMINAL)—*(concluded.)*

Statement of offences reported and persons tried, convicted, and acquitted of each class of offence in the Province of Oudh during the year 1916.

Description of each offence.	Number of offence—		Number of cases found true of offences reported.		Number of cases brought to trial during the year.	Number of persons—				
	Reported in and pending from the previous year.	Reported during the current year.	Previous year.	Current year.		Under trial during the year, including pending from previous year.	Acquitted or discharged	Convicted.	Died, escaped or transferred to another province.	Remaining under trial.
1	2a	2b	3a	3b	4	5	6	7	8	9
Opium Act, I of 1878	4	114	3	112	115	135	25	107	...	3
Opium Cultivation Act, XIII of 1857 (amended by Acts I of 1903 and I of 1911).	...	21	...	18	18	18	1	17	...	...
Petroleum Act, VII of 1899 ...	...	1	...	1	1	1	...	1	...	...
Poisons Act, I of 1904	...	7	...	7	7	8	1	7	...	...
Police, District—Act V of 1861 ...	4	3,352	4	3,287	3,293	4,693	253	4,436	...	4
Police, Town—Act XX of 1865 ...	...	134	...	133	133	144	4	139	...	1
Police, Village and Road Act, XVI of 1873.	1	10	1	10	11	16	8	8	...	...
Post Office Act VI of 1898 (amended by Acts XIII of 1889, II of 1903, and III of 1912).	...	8	...	8	12	13	3	10	...	...
Printing Presses Act, XXV of 1867 (amended by Acts X of 1890 and XII of 1891).	...	2	...	2	2	3	3	...	...	...
Railways Act, IX of 1890 (amended by Act IX of 1896).	4	537	4	451	455	670	151	517	1	1
Salt and Saltpetre Act, XIII of 1882...	...	27	...	27	27	32	1	31	....	...
Sanitation Act, II of 1892 (North-Western Provinces and Oudh).	1	233	1	228	229	446	21	416	...	9
Stage Carriages Act, XVI of 1861 (amended by Act I of 1898).	...	192	...	189	189	231	52	179	...	...
Sarais and Paraos Act, XXII of 1867 ...	...	1	...	1	1	1	...	1	...	...
Stamp Act, II of 1899 (amended by Acts VI of 1900, XV of 1904, V of 1906, VI of 1910, and I of 1912).	7	314	7	306	314	359	28	326	2	3
Steam Boilers and Prime Movers Act, I of 1899 (North-Western Provinces and Oudh).	...	3	...	3	3	3	...	3	...	...
Town Areas Act, II of 1914 (United Provinces and Oudh).	...	9	...	9	9	9	...	9	...	...
Treasure Trove Act, VI of 1878 ...	1	5	1	5	6	9	2	7	...	...
Vaccination Act, XIII of 1880 ...	1	98	1	44	45	45	45	...	...	...
Wild Birds' Protection Act, XX of 1887	...	2	...	2	2	2	...	2	...	...
Total under the Code of Criminal Procedure and Special and Local Laws ... 1916	288	20,433	269	17,529	17,808	31,628	11,729	19,526	15	358
Total under the Code of Criminal Procedure and Special and Local Laws ... 1915	250	19,285	229	16,870	17,110	30,988	11,820	18,699	33	436
GRAND TOTAL ... 1916	1,109	56,066	988	42,299	43,983	92,311	59,144	31,211	82	1,874
GRAND TOTAL ... 1915	837	55,324	778	41,834	43,330	91,075	57,272	31,196	110	2,497

JUDICIAL STATEMENT

Showing the general result of the trial of European

Description of offence.		Persons whose cases were disposed of—											
		By District Magistrates and other 1st class Magistrates.				By Courts of Session.			By High Court.		Total for all Courts.	
				Committed.								
		Convicted.	Acquitted or discharged.	To Courts of Session.	To High Court.	Convicted.	Acquitted or discharged.	Transferred to High Court under section 449 (2) of the Code.	Convicted.	Acquitted.	Convicted.	Acquitted or discharged.
1		2	3	4	5	6	7	8	9	10	11	12
Offences by or relating to public servants, Chapter IX, Indian Penal Code.	Personating a public servant ...	1	...	...	...	...	...	...	...	...	1	...
Contempt of the lawful authority of public servants, Chapter X, Indian Penal Code.	False information to public servants with intent to cause injury ...	1	...	...	...	...	...	...	...	...	1	...
Offences affecting the human body, Chapter XVI, Indian Penal Code.	Causing death by negligence ...	1	...	...	...	...	...	...	...	...	1	...
	Voluntarily causing hurt ...	2	1	...	...	...	...	...	...	...	2	1
	Assault or criminal force otherwise than on grave provocation ...	...	1	...	...	...	...	...	...	...	...	1
Offences against property, Chapter XVII, Indian Penal Code.	Extortion by putting a person in fear of injury ...	1	...	...	...	...	...	...	...	...	1	...
	Criminal breach of trust by clerk or servant ...	...	1	...	...	...	...	...	...	...	...	1
	Cheating and dishonestly inducing delivery of property ...	4	...	...	...	...	...	...	...	...	4	...
	Mischief ...	1	...	...	...	...	...	...	...	...	1	...
Defamation, Chapter XXI, Indian Penal Code.	Defamation ...	1	...	...	...	...	...	...	...	...	1	...
Nuisances and Sanitation, Chapter VI, Cantonment Code, 1912.	Offences in road or public place ...	...	2	...	...	...	...	...	...	...	...	2
Total ...	1916 ...	12	5	...	...	...	...	...	...	...	12	5
	1915 ...	5	3	1	...	...	1	...	...	...	5	4

No. II-A.—(CRIMINAL).

British subjects in the Province of Oudh during the year 1916.

Of the total number of persons shown—										
Columns 2 to 5.			Columns 6 to 8.		Columns 6 to 10.		Columns 11 and 12. Number whose cases were disposed of—			
							Magistrates.		Sessions Judges.	
Number who claimed to be tried by a mixed jury, section 451(1) of the Code.	Number who did not so claim.	Number of those in column 13 whose cases were transferred under section 451(9) of the Code.	Number who claimed to be tried by mixed number of assessors, section 450(2) of the Code.	Number who did not so claim.	Number who claimed to be tried by a mixed jury, section 450(1) of the Code.	Number who did not so claim.	Being European British subjects.	Other than European British subjects.	Being European British subjects.	Other than European British subjects.
13	14	15	16	17	18	19	20	21	22	23
...	1	...	...	...	...	...	1	...	...	...
...	1	...	...	...	...	...	1	...	...	...
...	1	...	...	...	...	...	1	...	...	...
...	3	...	...	...	...	...	3	...	...	...
...	1	...	...	...	...	...	1	...	...	...
...	1	...	...	...	...	...	1	...	...	...
...	1	...	...	...	...	...	1	...	...	...
...	4	...	...	...	...	...	4	...	...	...
...	1	...	...	...	...	...	1	...	...	...
...	1	...	...	...	...	...	1	...	...	...
...	2	...	...	...	...	...	2	...	...	...
...	17	...	...	...	...	...	17	...	...	...
...	9	...	1	...	...	...	8	...	1	...

IMPERIAL RETURN No. III.—(CRIMINAL.)

Miscellaneous proceedings under the Code of Criminal Procedure.

Nature of proceedings.	Total number of cases before the courts during the year.	Number of persons concerned.	Number of persons discharged.	Number of persons convicted.
1	2	3	4	5
1. Proceedings against witnesses, under Chapter VIC and section 485 of Chapter XXXII.	33	48	40	6
2. Proceedings under Chapter VIII to prevent breach of the peace.	969	5,269	3,560	1,555
3. Proceedings under Chapter VIII.—Security for good behaviour.	1,149	2,031	228	1,772
4. Proceedings against local nuisances, Chapter X.	434	832	519	235
5. Possession, Chapter XII	320	954	701	237
6. Frivolous or vexatious accusations summarily dealt with under Chapter XX, section 250.	132	180	44	136
7. Non-attendance of jurors and assessors, Chapter XXIII, section 332.	14	15	13	1
8. Maintenance, Chapter XXXVI ...	717	667	558	99
9. Forfeiture of bail or recognizance under Chapter XLII.	180	252	123	123
10. Proceedings under Chapter XLVI, section 563, against convicted offenders released under section 562.	9	12	9	1
Total ... 1916 ...	3,957	10,260	5,795	4,165
1915 ...	3,856	9,448	4,809	4,206

IMPERIAL RETURN No. IV.—(CRIMINAL).

Showing the general result of criminal trials in the tribunals of various classes in the Province of Oudh, during the year 1916.

Class of courts.	Total number of persons under trial.	Persons whose cases were disposed of—											Persons remaining under trial at the close of the year.	Number of cases disposed of during the year.	Average number of days during which each case lasted.	Number of witnesses examined.
		Died, escaped or transferred to another province	Discharged or acquitted.	Convicted—								Committed or referred.				
				On regular trial.				On summary trial.								
				Sentence passed.	Released on probation, section, 562, Code of Criminal Procedure.	Youthful offenders dealt with under section 31, Act VIII of 1897.		Sentence passed.	Released on probation, section 562, Code of Criminal Procedure.	Youthful offenders dealt with under section 31, Act VIII of 1897.						
						Discharged after admonition.	Delivered to parent or guardian.			Discharged after admonition.	Delivered to parent or guardian.					
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17
Subordinate Magistrates. Special Magistrates under section 14.	306	1	199	64	...	...	...	35	...	...	...	...	7	140	12·12	528
Honorary Magistrates sitting singly.	18,726	14	15,583	2,535	1	...	...	28	1	7	...	17	540	7,124	10·34	13,416
Stipendiary Magistrates sitting singly.	62,705	55	37,597	15,303	88	15	3	7,232	86	41	17	1,206	1,062	28,816	9·52	73,063
Benches of Magistrates.	10,021	5	5,143	4,567	...	...	...	205	...	...	...	...	101	6,424	1·93	6,187
District and Divisional Magistrates—Cases referred under sections 347/349 of the Code of Criminal Procedure.	199	...	44	119	34	...	...	1	...	...	...	1	...	143	18·47	12
Chief Magistrates of districts.	199	...	75	48	...	...	...	68	...	...	...	1	7	87	9·57	203
Deputy Commissioners under section 30, Act V of 1898.	51	6	73	13	...	...	...	...	...	1	...	24	...	12	12·42	18
Total... 1916	92,213	81	58,654	22,649	123	15	3	7,569	87	49	17	1,249	1,717	42,816	9·46	93,427
Total... 1915	90,960	108	56,800	21,860	143	14	6	8,200	117	21	1	1,360	2,350	41,909	9·27	92,847
Sessions Judges. 1916	1,347	1	490	698	1	...	...	...	...	...	...	...	157	587	33·67	8,455
Sessions Judges. 1915	1,475	2	472	854	..	....	...	...	...	...	...	...	147	635	33·07	6,893

IMPERIAL RETURN NO. V.—(CRIMINAL.)

Showing punishments inflicted by the various criminal tribunals in the Province of Oudh, during the year 1916.

Class of courts.	Persons sentenced to—								Persons ordered to find or give security or recognizance to keep the peace or security for good behaviour.	Persons imprisoned in default of security for good behaviour.	Detail of punishment.																Number of boys whose sentences were commuted to detention in a reformatory school.
				Imprisonment.							Fine.									Imprisonment.					Whipping.			
	Death.	Transportation.	Penal servitude.	Rigorous.	Simple.	Forfeiture of property.	Fine.	Whipping.			Rs. 10 and under.	Rs. 50 and under.	Rs. 100 and under.	Rs. 500 and under.	Rs. 1,000 and under.	Above Rs. 1,000.	Total amount of fines imposed during the year.	Total amount of fines realised during the year.	Amount paid by way of compensation.	Fifteen days and under.	Six months and under.	Two years and under.	Seven years and under.	Above seven years.	Ten stripes.	Twenty stripes.	Thirty stripes.	
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29
Subordinate Magistrates. Sepecial Magistrates under section 14	...	...	...	40	4	...	52	3	...	...	24	27	1	...	...	...	862	760	...	2	33	9	...	...	2	1	...	...
Honorary Magistrates sitting singly	...	...	...	410	98	...	2,231	21	8	8	1,936	293	2	...	...	...	13,383	12,904	2,108	204	294	18	...	...	15	4	2	...
Stipendiary Magistrates sitting singly	...	...	...	4,924	273	...	14,490	627	3,500	1,804	12,451	1,823	158	51	7	...	1,13,126	90,640	11,553	766	3,131	3,090	14	...	183	355	89	7
Benches of Honorary Magistrates	...	...	...	86	14	...	4,709	...	...	...	4,073	630	5	1	...	...	10,000	9,361	980	40	51	9	...	...	...	...	...	...
District and Divisional Magistrates—Cases referred under sections 347/349, Code of Criminal Procedure.	...	...	...	56	2	...	14	54	14	3	3	11	...	...	...	...	246	196	...	6	23	32	...	...	21	30	3	...
Chief Magistrates of districts	...	...	...	12	3	...	71	6	27	1	54	14	2	1	...	...	962	962	506	2	9	5	...	...	5	...	1	...
Deputy Commissioners under section 30, Act V of 1898	...	...	...	3	...	...	7	...	4	...	6	1	...	...	...	...	75	70	...	...	3	...	...	...	...	...	...	...
Courts of Session	55	70	...	570	5	...	34	10	33	51	2	23	4	5	...	...	2,900	1,182	302	2	45	156	380	43	2	6	2	...
Total ... 1916	55	70	...	6,101	399	...	21,608	721	3,586	1,867	18,549	2,822	172	58	7	...	1,41,554	1,16,075	15,449	1,022	3,589	3,319	394	43	228	396	97	7
1915	41	176	...	6,589	434	...	20,822	875	3,477	1,789	18,321	2,296	131	65	8	1	1,41,575	1,20,133	15,737	1,034	4,054	3,185	452	87	291	487	97	6

JUDICIAL STATEMENT No. VA.—(CRIMINAL).

Showing the particulars of whippings inflicted by criminal tribunals in the Province of Oudh, during the year 1916.

PART I.

Showing whippings inflicted under sections 3 and 4, Act IV of 1909, in lieu of other punishments.

Offences for which awarded.	Number of persons awarded— 5 to 10 stripes.	11 to 20 stripes.	21 to 30 stripes.	Total.
1	2	3	4	5
In lieu of other punishments. (SECTIONS 3 AND 4, ACT IV OF 1909.)				
1. Theft as defined in— Section 378, Indian Penal Code	88	111	27	226
„ 380, „	27	86	21	134
„ 382, „	...	10	8	18
2. Lurking house trespass, as defined in section 443, Indian Penal Code	3	12	...	15
3. Lurking house trespass by night, as defined in section 444, Indian Penal Code ...	18	39	12	69
4. House-breaking, as defined in section 445, Indian Penal Code	10	45	14	69
5. House-breaking by night, as defined in section 446, Indian Penal Code ...	19	34	8	61
6. Abetment, or commission of, or attempt to, commit rape, as defined in section 375, Indian Penal Code	2	7	1	10
7. Compelling, or inducing any person by fear of bodily injury to submit to an unnatural offence, as defined in section 377, Indian Penal Code	3	...	....	3
8. Voluntarily causing hurt in committing or attempting to commit robbery, as defined in section 390, Indian Penal Code ...	1	...	...	1
9. Dacoity, as defined in section 391, Indian Penal Code	...	1	...	1
10. *(a)* Receiving stolen property, as defined in section 411, Indian Penal Code ...	...	1	...	1
On 1st conviction	171	345	84	600
On re-conviction	...	1	7	8
Total ... 1916 ...	171	346	91	608
Total ... 1915 ...	213	415	95	723

PART II.

Showing whippings inflicted in addition to other punishments, under section 4, Act IV of 1909.

Offences for which awarded.	Number of persons awarded— 5 to 10 stripes.	11 to 20 stripes.	21 to 30 stripes.	Total.
1	2	3	4	5
In addition to other punishments. (SECTION 4.)				
1. Abetment, or commission of, or attempt to, commit rape, as defined in section 375, Indian Penal Code	...	...	2	2
2. Compelling, or inducing, any person, by fear of bodily injury to submit to an unnatural offence, as defined in section 377, Indian Penal Code	...	2	2	4
3. Voluntarily causing hurt in committing or attempting to commit robbery, as defined in section 390, Indian Penal Code ...	1	1	2	4
4. Dacoity, as defined in section 391, Indian Penal Code	...	...	...	...
5. Offences under section 19, Act XXVII of 1871	...	...	...	...
6. Offences under section 52, Act IX of 1894	...	...	...	...
Total ... 1916 ...	1	3	6	10
Total ... 1915 ...	...	8	2	10

JUDICIAL STATEMENT No. V-A (CRIMNAL).

PART III.

Showing whippings inflicted under section 5, Act IV of 1909, on juveniles for offences other than those specified in parts I and II.

Offences.	Number of persons awarded—		Total.
	5 to 10 stripes.	11 to 15 stripes.	
1	2	3	4
1. Resistance or obstruction by a person to his lawful apprehension, as defined in section 224, Indian Penal Code.	...	1	1
2. Unnatural offence. Attempt to commit offences punishable with transportation or imprisonment. Abetment if the act abetted is committed in consequence and where no express provision is made for its punishment, as defined in sections 377/511/109, Indian Penal Code	...	1	1
3. Voluntarily causing hurt by dangerous weapons or means, as defined in section 324, Indian Penal Code...	...	2	2
4. Voluntarily causing grievous hurt, as defined in section 325, Indian Penal Code	5	...	5
5. Rape, as defined in section 376, Indian Penal Code ...	...	1	1
6. Theft, as defined in section 378, Indian Penal Code ...	17	20	37
7. Theft, as defined in section 379, Indian Penal Code ...	2	...	2
8. Theft in dwelling house, etc., as defined in section 380, Indian Penal Code	13	5	18
9. Theft after preparation made for causing death, hurt or restraint, in order to the committing of the theft, as defined in section 382, Indian Penal Code ...	3	5	8
10. Attempt to commit robbery, as defined in section 393, Indian Penal Code	...	2	2
11. Dishonestly receiving stolen property, as defined in section 411, Indian Penal Code	...	2	2
12. Mischief by fire or explosive substance with intent to destroy house, etc., as defined in section 436, Indian Penal Code	1	....	1
13. Lurking house trespass, etc., to commit an offence punishable with imprisonment, as defined in section 454, Indian Penal Code	5	4	9
14. Lurking house trespass, etc., by night, to commit an offence punishable with imprisonment, as defined in section 457, Indian Penal Code	8	4	12
15. Fraudulently travelling or attempting to travel without proper pass or ticket and travelling without pass or ticket or with insufficient pass or ticket or beyond authorised distance, as defined in sections 112 and 113, Indian Railways Act (IX of 1890, amended by Act IX of 1896)...	2	...	2
On first conviction	56	46	102
On re-conviction	...	1	1
Total ... 1916	56	47	103
Total ... 1915	78	64	142

JUDICIAL STATEMENT No. V-A (CRIMINAL).

PART IV.

Showing relative number of times whipping was awarded as compared with other punishments.

Punishments.	Number.
1	2
1. Total number of whippings awarded	721
2. Total number of other punishments in cases in which whipping might have been awarded	2,441
3. Total number of all punishments in cases in which whipping might have been awarded	3,162
4. Percentage of whippings on total number of all punishments (percentage of heading 1 on heading 3)	22·8

IMPERIAL RETURN No. VI—(CRIMINAL).

Showing the result of appeals and revisions in criminal cases in the Province of Oudh during the year 1916.

Tribunals.	Total number of appellants or applicants before the courts.	Number of persons.										Average number of days each appeal lasted.	Number of persons dealt with under—		Remarks.		
		Died, escaped or transferred to another province.	Appeals or applications rejected.	Sentences or orders confirmed.	Sentences enhanced.	Sentences reduced or otherwise altered.	Sentences reversed.	Proceedings quashed.	New trial or further inquiry ordered.	Referred for revision to High Court.	Pending trial.		Section 106 (3), Code of Criminal Procedure.	Section 8, clause (2), of the Reformatory Schools Act.			
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16		
Appeals.																	
To Chief Magistrates of districts.	2,267	1	47	1,360	1	160	536	20	38	...	104	18·64	6	...			
To Sessions Courts ...	2,111	1	789	766	1	202	266	3	33	1	49	10·8	...	...			
Superior Court. By persons convicted.	439	...	71	217	2	40	65	...	...	...	44	27·68	...	...			
Superior Court. By Government.	8	..	2	3	2	...	1	...	...	...	...	64·2	...	...			
Total 1916 ...	4,825	2	909	2,346	6	402	868	23	71	1	197	15·65	6	...			
Total 1915 ...	5,139	18	894	2,519	...	489	908	52	27	2	230	16·27	1	...			
Revisions.															Applications by complainants against accused.		
By Chief Magistrates of districts.	278	...	280	858	...	13	20	7	209	11	40	13·47	6	...	358	386	1,169
By Courts of Session...	513	1	450	203	...	28	15	...	55	107	10	12·21	...	...	114	136	356
By Superior Court ...	494	...	176	135	4	67	119	...	2	...	38	20·2	...	...	18	21	47
Total 1916 ...	1,285	1	906	1,196	4	108	154	7	266	118	88	14·74	6	...	490	543	1,563
Total 1915 ...	1,198	1	998	1,237	12	26	105	13	294	76	95	15·75	...	...	520	567	1,659

IMPERIAL RETURN No. XIII—(CRIMINAL).

Showing use of jurors and assessors in the criminal courts in the Province of Oudh during the year 1916.

Classes of courts in which jurors or assessors are employed.	Established or average number of jurors or assessors in each case and prescribed qualifications.	Number of accused persons in jury trials.				Number of accused persons in trials with assessors.			
		Tried.	As to whom the Judge—			Tried.	As to whom the Judge—		
			Approved of verdict.	Did not approve of verdict.	Made reference under section 307 of the Code of Criminal Procedure.		Agreed with all the assessors.	Differed from one or more but not from all the assessors.	Differed from all the assessors.
1	2	3	4	5	6	7	8	9	10
Sessions Judge, Lucknow	5 Jurors ... 2 or 3 assessors.	34	31	...	3	284	169	84	31
Do. Sitapur ...	2 assessors	...	...	...	...	290	208	43	39
Do. Hardoi ...	2 or 3 ,,	...	...	...	...	176	120	12	44
Do. Fyzabad...	2 ,,	...	...	...	...	109	62	16	31
Do. Gonda ...	2 ,,	...	...	...	...	85	83	2	...
Do. Rae Bareli	2 ,,	...	...	...	...	111	74	12	25
Total ... 1916 ...	....	34	31	...	3	1,055	716	169	170
Total ... 1915 ...	...	86	74	12	12	1,176	723	280	173

NOTE

ON THE

ADMINISTRATION OF CRIMINAL JUSTICE

IN THE PROVINCE OF OUDH,

DURING THE CALENDAR YEAR ENDING 31ST DECEMBER, 1917;

WITH STATEMENTS.

ALLAHABAD:

PRINTED BY THE SUPERINTENDENT, GOVERNMENT PRESS, UNITED PROVINCES,

1918.

Price, 9 annas = (9*d.*)

Agents for the sale of United Provinces Government publications.

IN ENGLAND.

Henry S. King & Co., 65, Cornhill, and 9, Pall Mall, London.

Constable & Co., 10, Orange Street, Leicester Square, London, W. C.

P. S. King and Son, 2 and 4, Great Smith Street, Westminster, London, S. W.

Kegan Paul, Trench Trubner & Co., 68—74 Carter Lane, E. C., and 25, Museum Street, London, W. C

Grindlay & Co, 54, Parliament Street, London, S. W.

Bernard Quaritch, 11, Grafton Street, New Bond Street, London, W.

B. H. Blackwell, 50 and 51, Broad Street, Oxford.

Deighton, Bell & Co., Limited, Cambridge.

T. Fisher Unwin, Limited, 1, Adelphi Terrace, London, W. C.

W. Thacker, & Co., 2, Creed Lane, London, E. C.

Luzac & Co., 46, Great Russell Street, London, W. C.

William Wesley & Sons, 28, Essex Street, Strand, London.

ON THE CONTINENT.

Ernest Leroux, 28, Rue Bonaparte, Paris.

Martinus Nijhoff, The Hague, Holland.

IN INDIA.

Thacker, Spink & Co., Calcutta.

Newman & Co., Calcutta.

S. K. Lahiri & Co., Calcutta.

R. Cambray & Co., Calcutta.

Messrs. Butterworth & Co., Limited, Booksellers, 6, Hastings Street, Calcutta.

Higginbotham & Co., Madras.

V. Kalyanarama Aiyar & Co., Madras.

G. A. Natesan & Co., Madras.

Thompson & Co., Madras.

S. Murthy & Co., Madras.

Temple & Co., Madras.

Cambridge & Co., Madras.

Thacker & Co., Limited, Bombay.

Messrs. Ram Krishna & Sons, Booksellers, Anarkali Street, Lahore.

A. J. Cambridge & Co., Bombay.

D. B. Taraporevala, Sons & Co., Bombay.

Radhabai Atmaram Sagoon, Bombay.

Sunder Pandurang, Bombay.

Rai Sahib M. Gulab Singh & Sons, Mufid-i-am Press, Lahore.

Superintendent, American Baptist Mission Press, Rangoon.

Messrs. Students & Co., Cooch Bihar.

A. M. and J. Ferguson, Ceylon.

Rai Prag Narain Bhargava Bahadur, Proprietor, Newal Kishore Press, Lucknow.

Messrs. Wheeler & Co., 15, Elgin Road, Allahabad.

Ram Dayal Agarwala, Bookseller, 184, Katra Road, Allahabad.

N. B. Mathur, Superintendent, Nazair Kanun Hind Press Allahabad.

The Secretary, North India Christian Tract and Book Society, 18, Clive Road, Allahabad.

NOTE

ON THE

ADMINISTRATION OF CRIMINAL JUSTICE

IN THE PROVINCE OF OUDH,

DURING THE CALENDAR YEAR ENDING 31ST DECEMBER, 1917;

WITH STATEMENTS.

ALLAHABAD:

PRINTED BY THE SUPERINTENDENT, GOVERNMENT PRESS, UNITED PROVINCES,

1918.

Note on the Administration of Criminal Justice in the Province of Oudh, during the calendar year ending 31st December, 1917.

JUDICIAL STAFF.

1. There was no change in the jurisdiction or constitution of the permanent criminal courts during the year. The extra Additional Sessions Judge posted to Lucknow from April 7th was mainly engaged in trying civil suits and had very little time for criminal work. For similar reasons it was not considered desirable to invest either of the two extra Subordinate Judges with criminal powers. Eleven Subordinate Judges, therefore, exercised the powers of Assistant Sessions Judge as against twelve in the previous year. The Sessions and Subordinate Judge, Bahraich, exercised his criminal powers as usual except for a short period from May 22nd to June 26th when the appointment remained vacant. Judicial Statement no. I.

Two District Magistrates inadvertently exercised enhanced powers under section 30 of the Code of Criminal Procedure during the year; the Government Notification no. 5014/VI-712-1914, dated 10th November 1915, which abrogated the exercise of such powers has been brought to their notice and suitable orders have been passed by this court.

OFFENCES.

2. There was a general decrease in the volume of crime during the year. The total number of offences reported declined by more than 6 *per cent.*, and those returned as true nearly to the same extent. The number of cases brought to trial also declined in the same proportion. Judicial Statement no. II.

The largest decrease was in offences reported under the Penal Code (7·5 *per cent.*) and in those under the Code of Criminal Procedure (7·8 *per cent.*). The principal decrease was under the heads of offences affecting public health, safety, *etc.*, (−41·8 *per cent.*), contempt of the lawful authority of public servants (−20·6 *per cent.*), offences against public tranquillity, (−18·6 *per cent.*), theft (−13·9 *per cent.*), hurt (−8·6 *per cent.*) and criminal trespass (−7·9 *per cent.*

The only appreciable increase was under the heads: offences relating to weights and measures (+40·3 *per cent.*), defamation (+20·8 *per cent.*), criminal intimidation (+17·4 *per cent.*) and offences affecting life (+5·8 *per cent.*).

Prosecutions under the Local Acts declined by 3 *per cent.*

3. European British subjects brought to trial during the year were 15. None of these claimed to be tried by jury. Nine accused persons were convicted and the remaining 6 acquitted by Magistrates. None were tried by Courts of Session. Judicial Statement no. II—A.

PROCEEDINGS UNDER THE CODE OF CRIMINAL PROCEDURE.

4. Cases in which proceedings were taken to prevent a breach of the peace declined by 3·9 *per cent.*, but the number of persons who were actually bound over, increased by about 28 *per cent.* Out of 4,814, the total number of persons who were concerned in these cases, 1,990 persons or 41·3 *per cent.* only were considered dangerous enough to be bound over. There were fewer cases in which security for good behaviour was demanded (—17·8 *per cent.*) and fewer persons were called on to furnish security (—22 *per cent.*) during the year. Judicial Statement no. III.

JUDICIAL BUSINESS.

5. The cases disposed of by Magistrates declined by 6·9 *per cent.* and the number of witnesses examined was reduced by 12·9 *per cent.* The average duration slightly increased (9·73 as against 9·46 days). The percentages of conviction vary from 67 in Lucknow to 18 in Partabgarh. Judicial Statement no. IV. Magistrates.

6. The work of the Honorary Magistrates declined from 7,194 to 6,964 or by 3·2 *per cent.* The number of persons whose cases were disposed of also dropped from 18,186 to 17,526 or by 3·6 *per cent.* Honorary Magistrates and Benches.

The largest number of cases was disposed of by Rai Ganga Bakhsh Singh Bahadur of Balrampur, district Gonda (422), Chaudhri Mahendra Singh, Rai

Bahadur of Bangaramau, district Unao (360), Thakur Har Prasad Singh, of Partabgarh (255), the Hon'ble Maharaja Bahadur Sir Bhagwati Prasad Singh, K.C.I.E., K.B.E., of Balrampur (254) and Shaikh Niaz Ahmad of Ataganj, district Rae Bareli (224).

Similarly the work disposed of by the Benches of the Honorary Magistrates declined. Cases disposed of were 5,939 as against 6,424, showing a decrease of 7·5 *per cent.* and the number of persons whose cases were decided was 9,371 as against 9,920, a reduction of 5·5 *per cent.*

Courts of Session.

7. In the Courts of Session the number of witnesses examined was lower, but the provincial average duration of the cases disposed of increased from 33·67 to 38·33 days, and the percentage of convictions declined from 59 to 56. These figures appear to indicate that commitments are often made upon insufficient evidence.

PUNISHMENTS.

Judicial Statement No. V. Solitary Confinement. Magistrates. Fines.

8. The provincial ratio of the number of sentences of solitary confinement inflicted by Magistrates during the year to the total number of cases in which such sentences could have been passed remained stationary (18 *per cent.*). The district figures vary from 34 in Bara Banki to 6 in Kheri.

9. The total amount of the fines imposed by the Magistrates fell during the year by 11·7 *per cent.*; the collections declined by 3·2 *per cent.* only.

Judicial Statement no. V-A, Part IV. Whipping.

10. There was a decline in the sentences of whipping during the year. The number of such sentences decreased by more than 30 *per cent.* and the percentage of sentences of whipping to the total number of all punishments in cases in which this form of punishment could have been awarded declined from 22·8 to 16·62.

APPEALS AND REVISIONS.

11. The appellate and revisional work of all the courts taken together was lighter during the year as the volume of crime was smaller. Appeals preferred to District Magistrates and to Courts of Session declined by 17·8 and 11·8 *per cent.*, respectively. Revisions filed before District Magistrates declined by 16·3 *per cent.*, and those filed in Courts of Session also decreased very slightly.

The result of appeals in Magisterial Courts as well as in Courts of Session was nearly the same as in the previous year. The percentage of convictions in the former declined from 65 to 62 and improved in the latter from 75 to 76.

Judicial Commissioner's Court.

12. The institution of criminal appeals declined by more than 9 *per cent.* and of revisions increased by about 2 *per cent.*; the number of murder cases increased from 38 to 43. Three hundred and forty-eight criminal appeals and 255 revisions were disposed of in addition to 44 murder cases. One of the murder cases in which police officers were concerned, was argued for 2 weeks before a bench of two judges.

The Government preferred 5 appeals from acquittals in which five persons were concerned. Two were successful, 2 were dismissed and one remained pending at the close of the year.

WITNESSES.

Table C.

13. The number of witnesses examined by Magisterial Courts declined by 12·9 *per cent.* and those discharged without examination by 1·6 *per cent.* The percentage of witnesses discharged on the first day fell from 82 to about 81 *per cent.* The total number of witnesses dieted was 39,432 as against 43,642, but the average cost per witness increased from Re. 1-0-8 to Re. 1-0-10. It decreased in Lucknow, Bara Banki, Sitapur and Sultanpur, and increased in the remaining 8 districts. The average was highest in Fyzabad, Hardoi and Kheri and lowest in Sultanpur and Bara Banki.

In the Courts of Session 73 *per cent.* of the witnesses summoned, were examined as against 70 *per cent.* in the previous year.

B. LINDSAY, I.C.S.,
Judicial Commissioner of Oudh.

LUCKNOW:
Dated the 6th August 1918.

ACCOMPANIMENTS:—

Imperial Returns nos. I, II, II-A, III, IV, V, V-A, in four parts, VI and XIII, and Provincial Tables A, B, C, D, E and F.

[Maximum number of pages of the report (excluding statistics) as fixed by the Government of India — 10.]

IMPERIAL RETURN NO. I.—(CRIMINAL.)

Showing the number of judicial divisions and the number of officers exercising original and appellate jurisdiction in the Province of Oudh during the year 1917.

Name of province.	Area.	Population.	Number of divisions for courts under chief courts, but superior to chief courts of districts.	Number of districts.	Judges of chief court of province.	Total number of officers exercising original or appellate jurisdiction—				Total number of cases decided—				Total receipts of the courts.	Total charges of the courts.	Remarks.		
						Judges of other courts superior to chief district courts.	Judges of chief courts of districts.	Judges of district courts other than chief courts.	Judges of other subordinate courts.	Original— Regular.	Original— Miscellaneous.	Appellate— Regular.	Appellate— Miscellaneous					
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17		
														Rs.	Rs.	Grades of judicial officers.	Europeans.	Indians.
Territory subject to the Judicial Commissioner of Oudh.	24,158 sq. m.	1,25,58,004	6	12	3	22	12	75	212	39,984	3,351	2,712	947	22,60,451	24,99,117	Officers exercising both original and appellate jurisdiction. — Judicial Commissioners ...	2	1
																Officers exercising both original and appellate jurisdiction. — District and Sessions Judges ...	5	1
																Officers exercising both original and appellate jurisdiction. — Additional Sessions Judges ...	1	1
																Officers exercising both original and appellate jurisdiction. — Sessions and Subordinate Judges	1	1
																Officers exercising both original and appellate jurisdiction. — Deputy Commissioners ...	11	1
																Officers exercising both original and appellate jurisdiction. — Deputy Magistrates ...	...	5
																Officers exercising both original and appellate jurisdiction. — City Magistrate	1	...
																Officers exercising original jurisdiction only. — Assistant Sessions Judges ...	...	2
																Officers exercising original jurisdiction only. — Subordinate Judges with powers of Assistant Sessions Judges ...	...	9
																Officers exercising original jurisdiction only. — Assistant Commissioners ...	4	1
																Officers exercising original jurisdiction only. — Cantonment Magistrates ...	1	1
																Officers exercising original jurisdiction only. — Deputy Magistrates ...	2	61
																Officers exercising original jurisdiction only. — Tahsildars ...	...	43
																Officers exercising original jurisdiction only. — Honorary Magistrates ...	2	167
	24,158 sq. m.	1,25,58,004	6	12	3	23	12	77	207	43,403	3,847	3,128	1,012	23,07,769	25,65,654			

For Home and Agricultural departments.	*Europeans.*	*Indians.*
Judicial Commissioners	2	1
District and Sessions Judges	5	1
Additional Sessions Judges	1	1
Sessions and Subordinate Judges	1	1
Assistant Sessions Judges	...	11
District Magistrates	11	1

For Home and Agricultural departments.	*Europeans.*	*Indians.*
City Magistrate	1	...
Assistant Commissioners	4	...
Cantonment Magistrates	1	1
Deputy Magistrates	2	66
Tahsildars	...	43
Honorary Magistrates	2	167

IMPERIAL RETURN No. II (CRIMINAL).

Statement of offences reported and persons tried, convicted and acquitted of each class of offence in the Province of Oudh during the year 1917.

Description of each offence.	Number of offences—		Number of cases found true of offences reported.		Number of cases brought to trial during the year.	Number of persons.				
	Reported in and pending from the previous year.	Reported during the current year.	Previous year.	Current year.		Under trial during the year including pending from previous year.	Acquitted or discharged.	Convicted.	Died, escaped or transferred to another province.	Remaining under trial
1	2a	2b	3a	3b	4	5	6	7	8	9
Indian Penal Code.										
Offences against the State, chapter VI	...	2	...	...	...	...	...	...	...	...
Offences relating to the Army and Navy, chapter VII.	...	2	...	2	2	2	...	2	...	...
Offences against the public tranquillity, chapter VIII.	23	477	17	359	381	2,414	1,132	1,106	5	171
Offences by or relating to public servants, chapter IX.	...	55	...	25	25	29	13	11	...	5
Contempt of the lawful authority of public servants, chapter X.	17	730	16	684	702	912	281	608	3	20
False evidence and offences against public justice, chapter XI.	11	274	11	222	248	341	152	172	3	14
Offences relating to coin and Government stamps, chapter XII.	...	10	...	10	10	12	5	5	...	2
Offences relating to weights and measures, chapter XIII.	2	17	2	13	15	32	10	22	...	...
Offences affecting the public health, safety, convenience, decency and morals, chapter XIV.	3	185	2	162	163	288	122	157	...	9
Offences relating to religion, chapter XV	...	80	...	43	44	116	86	26	...	4
Offences affecting human body, chapter XVI. — Offences affecting life ...	18	403	18	371	612	812	309	376	5	122
Causing miscarriage, injuries to unborn children, exposure of infants and the concealment of births.	2	51	2	47	55	52	8	39	...	5
Hurt	226	13,173	203	9,599	9,850	25,553	22,772	2,078	27	676
Wrongful restraint and wrongful confinement.	6	239	6	111	120	321	254	47	2	18
Criminal force and assault ...	47	2,314	44	1,567	1,611	4,111	3,709	298	1	103
Kidnapping, forcible abduction, slavery and forced labour.	4	206	3	104	126	220	133	68	1	18
Rape	...	66	...	40	69	62	32	26	...	4
Unnatural offence	...	26	...	24	29	35	10	21	...	4
Offences against property, chapter XVII. — Theft	44	2,999	39	2,232	2,332	3,955	1,903	1,862	8	182
Extortion	8	233	3	81	84	210	170	29	1	10
Robbery and dacoity ...	12	231	11	117	204	456	294	122	...	40
Criminal misappropriation of property.	3	101	3	68	71	145	113	22	...	10
Criminal breach of trust ...	13	560	9	298	312	399	269	95	7	28
Receiving or habitually dealing in stolen or plundered property.	5	381	5	363	404	492	145	329	1	17
Cheating	9	741	8	297	322	471	284	157	5	25
Fraudulent deeds or disposition of property.	1	17	...	3	3	5	5	...	...	...
Mischief	29	1,668	24	1,144	1,186	3,101	2,667	352	1	81
Criminal trespass	92	4,603	84	3,324	3,452	7,782	6,051	1,526	12	193
Offences relating to documents and to trade or property marks, chapter XVIII.	2	48	2	22	34	45	26	17	...	2
Criminal breach of contracts of service, Chapter XIX.	...	7	...	2	2	4	4	...	...	...
Offences relating to marriage, chapter XX.	38	1,761	34	836	874	1,390	1,254	86	4	46
Defamation, chapter XXI ...	4	667	2	243	245	446	409	27	...	10
Criminal intimidation, insult and annoyance, chapter XXII.	10	640	5	309	314	718	656	39	...	23
Total under the Indian Penal Code. 1917 ...	629	32,967	553	22,722	23,901	54,931	43,278	9,725	86	1,842
1916 ...	821	35,633	719	24,770	26,175	60,683	47,415	11,685	67	1,516

IMPERIAL RETURN No. II—(CRIMINAL)—(*continued*).

Statement of offences reported and persons tried, convicted, and acquitted of each class of offence in the Province of Oudh, during the year 1917.

Description of each offence.	Number of offences—		Number of cases found true of offences reported.		Number of cases brought to trial during the year.	Number of persons—				
	Reported in and pending from the previous year	Reported during the current year.	Previous year.	Current year.		Under trial during the year including pending from previous year.	Acquitted or discharged.	Convicted.	Died, escaped or transferred to another province.	Remaining under trial.
1	2*a*	2*b*	3*a*	3*b*	4	5	6	7	8	9
Code of Criminal Procedure.										
Sections 107, 112 to 119—Security for keeping the peace.	53	2,065	33	897	931	4,814	2,692	1,990	...	132
Sections 109, 110, 112 to 119—Security for good behaviour.	17	973	17	927	945	1,610	174	1,382	2	52
Special and Local Laws.										
Arms Act, XI of 1878 (amended by Act XI of 1882 and Act XII of 1891).	...	59	...	59	60	63	22	39	1	1
Army Act of the British Parliament in accordance with the Army (Annual) Act [48 and 49 Vict., chapter 8, section (2), with the amendments made down to the end of the Session, 5 and 6 Geo. 5.]	...	5	...	5	5	7	2	4	...	1
Binding of apprentices, Act XIX of 1850 (amended by Act XII of 1891).	...	3	...	3	3	4	...	4	...	...
Cantonments Act, XV of 1910 (amended by Act X of 1914).	1	594	1	587	588	817	275	541	...	1
Cattle Trespass Act, I of 1871 (amended by Act I of 1891).	22	2,977	21	2,335	2,355	7,222	6,270	792	...	160
Companies, Indian—Act, VII of 1913 (amended by Acts X and XI of 1914 and XI of 1915).	...	1	...	1	1	1	...	1	...	...
(Contract Workmen) Breaches of Contract Act, XIII of 1859.	...	24	...	8	8	16	16	...	...	...
Court fees Act, VII of 1870 (amended by Acts, VII of 1887, XII of 1891, XII of 1895, VII of 1910 and XIV of 1911).	...	4	...	4	4	4	...	4	...	...
Criminal Tribes Act, III of 1911 (amended by Acts, X of 1914 and XI of 1915).	6	908	6	802	810	943	122	791	11	19
Cruelty to Animals Act, XI of 1890 (amended by Act XIV of 1917).	...	165	...	163	163	171	9	161	...	1
Emigration Act, XVII of 1908 (amended by Acts XIV of 1910 and X of 1914).	...	1	...	1	1	1	1	...	...	...
European Vagrancy Act, IX of 1874 (amended by Acts I of 1879, XII of 1891 and X of 1914).	...	1	...	1	1	1	...	1	...	...
Excise Act IV of 1910 [(amended by Act I of 1915) United Provinces of Agra and Oudh].	5	228	3	228	231	276	49	221	...	6
Factories Act, XII of 1911 (amended by Act X of 1914).	...	2	...	2	2	7	...	7	...	...
Ferries Act, XVII of 1878 (amended by Act III of 1886).	...	64	...	57	57	80	27	53	...	...
Foreigners' Act, III of 1864 (amended by Acts XII of 1891, X of 1914 and III of 1915).	...	1	...	1	1	1	...	1	...	...
Forests Act, VII of 1878 (amended by Acts V of 1890, XII of 1891, V of 1901, XV of 1911 and X of 1914).	...	12	...	12	12	17	2	15	...	...
Gaming and Lotteries Act, III of 1867 (amended by Act XVII of 1914).	2	94	2	94	97	669	63	576	3	27

IMPERIAL RETURN No. II—(CRIMINAL)—*(continued)*.

Statement of offences reported and persons tried, convicted and acquitted of each class of offences in the Province of Oudh during the year 1917.

Description of each offence.	Number of offences—		Number of cases found true of offences reported.		Number of cases brought to trial during the year.	Number of persons—				
	Reported in and pending from the previous year.	Reported during the current year.	Previous year.	Current year.		Under trial during the year including pending from previous year	Acquitted or discharged.	Convicted.	Died, escaped or transferred to another province.	Remaining under trial.
1	2a	2b	3a	3b	4	5	6	7	8	9
Hackney Carriages Act, XIV of 1879...	86	934	74	886	962	1,068	129	934	1	4
Income Tax Act, II of 1886 (amended by Acts XII of 1891, VI of 1902, XI of 1903, V of 1916, VII and VIII of 1917).	...	225	...	213	213	345	119	225	1	...
Indian Defence Act, III of 1917 ...	...	1	...	1	1	1	...	1	...	...
Indian Explosives Act, IV of 1884 (amended by Acts X of 1889, XII of 1891 and X of 1914).	...	1	...	1	1	1	1	...	...	...
Indian Telegraph Act, XIII of 1885 (amended by Acts XI of 1888, VII and XIV of 1914).	...	2	...	2	2	2	...	2	...	...
Labour and Emigration (Assam) Act, VI of 1901.	...	1	...	1	1	1	...	1	...	...
Motor Act, VIII of 1914	...	17	...	15	15	16	3	13	...	...
Municipalities Act, II of 1916 ...	344	3,475	323	4,948	5,272	5,774	1,005	4,747	3	19
Opium Act, I of 1878 (amended by Acts IV of 1894 and XVI of 1891).	1	103	1	102	104	117	32	82	...	3
Opium Cultivation Act, XIII of 1857 (amended by Acts I of 1903 and I of 1911).	...	3	...	3	3	3	...	2	...	1
Petroleum Act, VIII of 1899 (amended by Acts XI of 1901 and X of 1914).	...	3	...	3	3	3	...	3	...	...
Poisons Act, I of 1904	...	3	...	3	3	3	...	3	...	...
Police District Act, V of 1861 (amended by Acts IX of 1871, XVI of 1874, X of 1882, III of 1888, VIII of 1895 and I of 1903.	2	3,212	2	3,163	3,165	4,656	287	4,361	...	8
Police Town Act, XX of 1856 ...	1	49	1	49	50	65	14	51	...	...
Police, Village and Road Act, XVI of 1873.	...	23	...	22	22	23	2	21	...	...
Post Office Act, VI of 1898 (amended by Acts XIII of 1898, II of 1903, III of 1912 and X of 1914.	...	1	...	...	1	1	1	...	...	...
Press Act, I of 1910	...	2	...	2	2	2	...	2	...	...
Railways Act, IX of 1890 (amended by Acts IX of 1896, XII of 1898 and X of 1914).	...	536	...	470	471	680	100	568	1	11
Salt and Saltpetre Act, XII of 1882 (amended by Acts XX of 1884 and XII of 1891).	...	29	...	29	29	31	1	30	...	...
Sanitation Act, II of 1892 (North-Western Provinces and Oudh).	1	285	1	282	281	597	21	575	1	...
Stage Carriages Act, XVI of 1861 (amended by Acts XIV of 1870, XVI of 1876, I of 1898 and X of 1914).	...	205	...	212	212	287	55	232	...	...
Sarais and Paraos Act, XXII of 1867 (amended by Act, XII of 1891).	...	1	...	1	1	2	...	2	...	...
Stamp Act, II of 1899 (amended by Acts VI of 1900, XV of 1904, V of 1906 VI of 1910, I of 1912, X of 1914 and XIII of 1916.	3	276	3	273	276	322	30	286	1	5

IMPERIAL RETURN No. II—(CRIMINAL)—*(concluded).*

Statement of offences reported and persons tried, convicted, and acquitted of each class of offence in the Province of Oudh during the year 1917.

Description of each offence.		Number of offences—		Number of cases found true of offences reported.		Number of cases brought to trial during the year.	Number of persons—				
		Reported in and pending from the previous year.	Reported during the current year.	Previous year.	Current year.		Under trial during the year including pending from previous year.	Acquitted or discharged.	Convicted.	Died, escaped or transferred to another province.	Remaining under trial.
1		2*a*	2*b*	3*a*	3*b*	4	5	6	7	8	9
Town Areas Act, II of 1914 ...		...	12	...	12	12	12	...	12	...	...
Treasure Trove Act, VI of 1878 (amended by Acts XII of 1891 and X of 1914).		...	11	...	11	11	18	6	11	...	1
Vaccination Act, XIII of 1880 ...		...	65	...	43	43	48	40	1	...	7
Wild Birds and Animals Protection Act, VIII of 1912 (amended by Act XVII of 1914).		...	1	...	1	1	3	...	3	...	...
Total under the Code of Criminal Procedure and Special and Local Laws ...	1917	544	19,657	488	16,935	17,432	30,805	11,570	18,751	25	459
	1916	288	20,433	269	17,529	17,808	31,628	11,729	19,526	15	358
GRAND TOTAL ...	1917	1,173	52,624	1,041	39,657	41,333	85,736	54,848	28,476	111	2,301
	1916	1,109	56,066	988	42,299	43,983	92,311	59,144	31,211	82	1,874

JUDICIAL STATEMENT

Showing the general result of the trial of European

Description of offence.	Persons whose cases were disposed of—										
	By District Magistrates and other 1st class Magistrates.				By Courts of Session.			By High Court.		Total for all Courts.	
			Committed—								
	Convicted.	Acquitted or discharged.	To Courts of Session.	To High Court.	Convicted.	Acquitted or discharged.	Transferred to High Court under section 449 (2) of the Code.	Convicted.	Acquitted.	Convicted.	Acquitted or discharged.
1	2	3	4	5	6	7	8	9	10	11	12
False evidence and offences against public justice, Chapter XI, Indian Penal Code. — False charge of offence made with intent to injure, as defined in section 211, Indian Penal Code ...	...	1	...	...	...	...	...	...	...	...	1
Offences affecting the public health, safety, convenience, decency and morals, Chapter XIV, Indian Penal Code. — Negligent conduct with respect to animals, as defined in section 289, Indian Penal Code ...	...	1	...	...	...	...	...	...	...	...	1
Offences relating to religion, Chapter XV, Indian Penal Code. — Injuring or defiling place of worship, with intent to insult the religion of any class, disturbing religious assembly, as defined in sections 295/296, Indian Penal Code ...	1	...	...	...	...	...	...	...	...	1	...
Offences affecting the human body, Chapter XVI, Indian Penal Code. — Voluntarily causing hurt, as defined in section 323, Indian Penal Code ...	3	...	...	...	...	...	...	...	...	3	...
Voluntarily causing grievous hurt, as defined in section 325, Indian Penal Code ...	...	1	...	...	...	...	...	...	...	...	1
Theft in dwelling house, etc., as defined in section 380, Indian Penal Code ...	1	...	...	...	...	...	...	...	...	1	...
Dishonest misappropriation of property, as defined in section 403, Indian Penal Code ...	1	...	...	...	...	...	...	...	...	1	...

No. II-A.—(CRIMINAL).

British subjects in the Province of Oudh during the year 1917.

Of the total number of persons shown—										
Columns 2 to 5.			Columns 6 to 8.		Columns 6 to 10.		Columns 11 and 12. Number whose cases were disposed of.			
							Magistrates.		Sessions Judges.	
Number who claimed to be tried by a mixed jury, section 451(1) of the Code.	Number who did not so claim.	Number of those in column 13 whose cases were transferred under section 451(9) of the Code.	Number who claimed to be tried by a mixed number of assessors, section 450(2) of the Code.	Number who did not so claim.	Number who claimed to be tried by a mixed jury, section 450(1) of the Code.	Number who did not so claim.	Being European British subjects.	Other than European British subjects.	Being European British subjects.	Other than European British subjects.
13	14	15	16	17	18	19	20	21	22	23
...	1	...	...	...	...	...	1	...	...	...
...	1	...	...	...	...	...	1	...	...	...
...	1	...	...	...	...	...	1	...	...	...
...	3	...	...	...	...	...	3	...	...	...
...	1	...	...	...	...	...	1	...	...	...
...	1	...	...	...	...	...	1	...	...	...
...	1	...	...	...	...	...	1	...	...	...

JUDICIAL STATEMENT

Showing the general result of the trial of European

Description of offence.		Persons whose cases were disposed of—										
		By District Magistrates and other 1st Class Magistrates.				By Courts of Session.			By High Court.		Total for all Courts.	
		Convicted.	Acquitted or discharged.	Committed—		Convicted.	Acquitted or discharged.	Transferred to High Court under section 449 (2) of the Code.	Convicted.	Acquitted.	Convicted.	Acquitted or discharged.
				To Courts of Session.	To High Court.							
1		2	3	4	5	6	7	8	9	10	11	12
Offences against property, Chapter XVII, Indian Penal Code.	Criminal breach of trust, as defined in section 406, Indian Penal Code ...	...	2	...	...	...	...	...	...	...	...	2
	Criminal breach of trust by public servant or by banker, merchant or agent, as defined in section 409, Indian Penal Code	1	...	...	...	...	...	...	...	...	1	...
	Dishonestly receiving stolen property, as defined in section 411, Indian Penal Code ...	1	...	...	...	...	...	...	...	...	1	...
	Cheating and dishonestly inducing delivery of property, as defined in section 420, Indian Penal Code ...	...	1	...	...	...	...	...	...	...	...	1
Defamation, Chapter XXI, Indian Penal Code.	Defamation, as defined in section 500, Indian Penal Code ...	1	...	...	...	...	...	...	...	...	1	...
Total ...	1917 ...	9	6	...	...	...	...	...	...	...	9	6
	1916 ...	12	5	...	...	...	...	...	...	...	12	5

No. II.A—(CRIMINAL).

British subjects in the Province of Oudh during the year 1917.

Of the total number of persons shown—										
Columns 2 to 5.			Columns 6 to 8.		Columns 6 to 10.		Columns 11 and 12.			
							Number whose cases were disposed of—			
							Magistrates.		Sessions Judges.	
Number who claimed to be tried by a mixed jury, Section 451(1) of the Code.	Number who did not so claim.	Number of those in column 13 whose cases were transferred under section 451(9) of the Code.	Number who claimed to be tried by mixed number of assessors, section 450(2) of the Code.	Number who did not so claim.	Number who claimed to be tried by a mixed jury, section 450(1) of the Code.	Number who did not so claim.	Being European British subjects.	Other than European British subjects.	Being European British subjects.	Other than European British subjects.
13	14	15	16	17	18	19	20	21	22	23
...	2	...	...	...	...	...	2	...	...	...
...	1	...	...	...	...	...	1	...	...	...
...	1	...	...	...	...	...	1			
...	1	...	...	...	...	...	1	...	...	...
...	1	...	...	...	...	...	1	...	...	...
...	15	...	...	...	...	...	15	...	...	
...	17	...	...	...	...	...	17	...	...	...

IMPERIAL RETURN No. III—(CRIMINAL).

Miscellaneous proceedings under the Code of Criminal Procedure.

Nature of proceedings.	Total number of cases before the courts during the year.	Number of persons concerned.	Number of persons discharged.	Number of persons convicted.
1	2	3	4	5
1. Proceedings against witnesses under chapter VIC, section 485 of chapter XXXII.	30	45	34	11
2. Proceedings under chapter VIII to prevent breach of the peace.	931	4,814	2,692	1,990
3. Proceedings under chapter VIII—Security for good behaviour.	945	1,608	174	1,382
4. Proceedings against local nuisances, chapter X.	478	862	643	199
5. Possession, chapter XII	218	662	491	141
6. Frivolous or vexatious accusations summarily dealt with under chapter XX, section 250.	95	104	3	99
7. Non-attendance of jurors and assessors, chapter XXIII, section 332.	24	24	19	5
8. Maintenance, chapter XXXVI	613	617	481	114
9. Forfeiture of bail or recognizance under chapter XLII.	160	254	129	120
10. Proceedings under chapter XLVI, section 563, against convicted offenders released under section 562.	6	7	3	4
Total ... 1917	3,500	8,997	4,669	4,065
Total ... 1916	3,957	10,260	5,795	4,165

IMPERIAL RETURN No. IV—(CRIMINAL).

Showing the general result of criminal trials in the tribunals of various classes in the Province of Oudh during the year 1917.

Class of courts.	Total number of persons under trial.	Persons whose cases were disposed of.										Committed or referred.	Persons remaining under trial at the close of the year.	Number of cases disposed of during the year.	Average number of days during which each case lasted.	Number of witnesses examined.
		Died, escaped or transferred to another province.	Discharged or acquitted.	Convicted.												
				On regular trial.				On summary trial.								
				Sentence passed.	Released on probation section 562, Code of Criminal Procedure.	Youthful offenders dealt with under section 31, Act VIII of 1897.		Sentence passed.	Released on probation, section 562, Code of Criminal Procedure.	Youthful offenders dealt with under section 31, Act VIII of 1897.						
						Discharged after admonition.	Delivered to parent or guardian.			Discharged after admonition.	Delivered to parent or guardian.					
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17
Special Magistrates under section 14	191	...	104	63	1	...	...	12	...	1	...	2	8	102	14·56	628
Honorary Magistrates sitting singly ...	18,149	15	15,213	2,253	3	1	...	30	1	5	...	5	623	6,964	9·52	11,173
Stipendiary Magistrates sitting singly ...	57,385	89	34,035	14,021	69	23	4	6,543	75	95	...	1,100	1,331	26,824	10·34	64,178
Benches of Magistrates ...	9,593	4	4,919	4,160	...	...	...	288	...	...	...	...	222	5,939	6·94	4,964
District and Divisional Magistrates—Cases referred under sections 347/349 of the Code of Criminal Procedure ...	104	...	10	74	17	...	...	3	...	..	...	...	...	81	16·86	1
Chief Magistrates of Districts ...	227	...	79	54	...	.	1	40	10	1	2	37	3	74	17·18	390
Total ... 1917	85,649	108	54,360	20,625	90	24	5	6,916	86	102	2	1,144	2,187	39,984	9·73	81,334
Total ... 1916	92,213	81	58,654	22,649	123	15	3	7,569	87	49	17	1,249	1,717	42,816	9·46	93,427
Sessions Judges. 1917	1,231	3	488	626	...	...	...	...	...	...	...	...	114	550	38·33	7,882
Sessions Judges. 1916	1,347	1	490	698	1	..	...	...	...	...	..	..	157	587	33 67	8,455

IMPERIAL RETURN No. V.—(CRIMINAL).

Showing punishments inflicted by the various criminal tribunals in the Province of Oudh, during the year 1917.

Class of courts.	Persons sentenced to—								Persons ordered to find or give security or recognizance to keep the peace or security for good behaviour.	Persons imprisoned in default of security for good behaviour.	Detail of punishment.																Number of boys whose sentences were commuted to detention in a Reformatory School.
				Imprisonment.							Fine.									Imprisonment.					Whipping.			
	Death.	Transportation.	Penal servitude.	Rigorous.	Simple.	Forfeiture of property.	Fine.	Whipping.			Rs. 10 and under.	Rs. 50 and under.	Rs. 100 and under.	Rs. 500 and under.	Rs. 1,000 and under.	Above Rs. 1,000.	Total amount of fines imposed during the year.	Total amount of fines realised during the year.	Amount paid by way of compensation.	Fifteen days and under.	Six months and under.	Two years and under.	Seven years and under	Above seven years.	Ten stripes.	Twenty stripes.	Thirty stripes.	
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29
Subordinate Magistrates. Special Magistrates under section 14.	...	...	...	44	7	...	10	11	10	5	4	6	...	...	...	...	224	174	77	1	36	19	...	...	5	6	...	...
Honorary Magistrates sitting singly.	...	...	...	419	57	...	1,949	16	26	6	1,592	355	2	...	...	...	14,032	13,025	1,487	137	307	38	...	...	6	9	1	...
Stipendiary Magistrates sitting singly.	...	...	...	4,363	286	...	13,095	419	3,481	1,380	11,396	1,520	134	41	4	...	95,322	85,871	11,309	561	2,747	2,721	...	....	133	241	45	8
Benches of Honorary Magistrates.	...	...	...	88	7	...	4,387	...	...	...	4,262	119	6	...	...	...	10,787	10,315	687	35	56	4	...	...	...	...	..	...
District and Divisional Magistrates—Cases referred under sections 347/349, Code of Criminal Procedure.	...	...	...	31	...	...	8	38	10	...	6	2	...	...	...	...	75	75	...	1	14	16	...	...	16	20	2	...
Chief Magistrates of districts.	...	...	...	22	1	...	47	3	39	5	42	2	2	1	...	...	542	578	225	1	4	21	(a)2	...	1	2	...	1
Courts of Session	58	50	...	513	4	..	27	13	26	63	1	22	1	3	...	...	1,427	1,177	25	4	82	107	340	47	3	9	1	...
Total ... 1917	58	50	...	5,480	362	...	19,523	500	3,592	1,459	17,303	2,026	145	45	4	...	1,22,409	1,11,215	13,810	740	3,246	2,926	342	47	164	287	49	9
1916	55	70	...	6,101	399	...	21,608	721	3,586	1,867	18,549	2,822	172	58	7	...	1,41,554	1,16,075	15,449	1,022	3,589	3,319	394	43	228	396	97	7

(a) Sentences exceeding two years' imprisonment were inadvertently passed in case of these persons, but on reference suitable orders have been passed by Judicial Commissioner's Court.

JUDICIAL STATEMENT No. V-A (CRIMINAL).

Showing the particulars of whippings inflicted by criminal tribunals in the Province of Oudh, during the year 1917.

PART I.

Showing whippings inflicted under sections 3 and 4, Act IV of 1909 in lieu of other punishments.

Offences for which awarded.	Number of persons awarded— 5 to 10 stripes.	11 to 20 stripes.	21 to 30 stripes.	Total.
1	2	3	4	5
In lieu of other punishments. (SECTIONS 3 AND 4, ACT IV OF 1909.)				
1. Theft as defined in section 378, Indian Penal Code	59	101	19	179
" 380, "	25	46	6	77
" 382, "	...	7	...	7
2. Lurking house trespass, as defined in section 443, Indian Penal Code.	1	9	1	11
3. Lurking house trespass by night, as defined in section 444, Indian Penal Code.	9	21	7	37
4. House-breaking, as defined in section 445, Indian Penal Code.	20	44	8	72
5. House-breaking by night, as defined in section 446, Indian Penal Code.	4	8	2	14
6. Abetment or commission of, or attempt to commit rape, as defined in section 375, Indian Penal Code.	7	23	4	34
7. Compelling or inducing any person by fear of bodily injury to submit to an unnatural offence, as defined in section 377, Indian Penal Code.	2	2	...	4
8. Voluntarily causing hurt in committing or attempting to commit robbery, as defined in section 390, Indian Penal Code.	1	...	...	1
On 1st conviction ...	128	258	46	432
On re-conviction ...	...	3	1	4
Total 1917 ...	128	261	47	436
Total 1916 ...	171	346	91	608

PART II.

Showing whippings inflicted in addition to other punishments under section 4, *Act IV of* 1909.

Offences for which awarded.	Number of persons awarded— 5 to 10 stripes.	11 to 20 stripes.	21 to 30 stripes.	Total.
1	2	3	4	5
In addition to other punishments. (SECTION 4.)				
1. Abetment or commission of, or attempt to commit rape, as defined in section 375, Indian Penal Code.	...	3	1	4
2. Compelling, or inducing any person, by fear of bodily injury, to submit to an unnatural offence, as defined in section 377, Indian Penal Code.	...	1	...	1
3. Voluntarily causing hurt in committing or attempting to commit robbery, as defined in section 390, Indian Penal Code.	...	2	1	3
Total 1917 ...	...	6	2	8
Total 1916 ...	1	3	6	10

JUDICIAL STATEMENT No. V-A (CRIMINAL).

PART III.

Showing whippings inflicted under section 5, Act IV of 1909, on juveniles for offences other than those specified in parts I and II.

Offences.	Number of persons awarded—		Total.
	5 to 10 stripes.	11 to 15 stripes.	
1	2	3	4
1. Receiving property taken or depredation mentioned in sections 125 and 126/Aiding escape, rescuing or harbouring such prisoner, as defined in sections 127/130, Indian Penal Code	5	...	5
2. Voluntarily causing hurt, as defined in section 323, Indian Penal Code	1	...	1
3. Voluntarily causing hurt/Attempting to commit offences punishable with transportation or imprisonment, as defined in sections 323/511, Indian Penal Code	1	...	1
4. Voluntarily causing hurt by dangerous weapons or means, as defined in section 324, Indian Penal Code	1	...	1
5. Unnatural offences, as defined in section 377, Indian Penal Code	1	2	3
6. Theft, as defined in section 378, Indian Penal Code ...	2	...	2
7. Theft, as defined in section 379, Indian Penal Code ...	12	5	17
8. Theft in dwelling house, etc , as defined in section 380, Indian Penal Code	4	1	5
9. Theft by clerk or servant of property in possession of master, as defined in section 381, Indian Penal Code	1	3	4
10. Putting person in fear of accusation of offence, in order to commit extortion, as defined in section 389, Indian Penal Code	1	...	1
11. Robbery, as defined in section 392, Indian Penal Code	...	1	1
12. Criminal breach of trust, as defined in section 406, Indian Penal Code	...	1	1
13. Dishonestly receiving stolen property, as defined in section 411, Indian Penal Code	...	2	2
14. Cheating and dishonestly inducing delivery of property, as defined in section 420, Indian Penal Code	...	1	1
15. Lurking house trespass, as defined in section 443, Indian Penal Code	2	...	2
16. Lurking house trespass, etc., to commit an offence punishable with imprisonment, as defined in section 454, Indian Penal Code	2	2	4
17. Lurking house trespass, etc., by night to commit an offence punishable with imprisonment, as defined in section 457, Indian Penal Code	2	3	5
On first conviction	34	21	55
On re-conviction	1	...	1
Total ... 1917	35	21	56
1916	56	47	103

JUDICIAL STATEMENT No. V-A (CRIMINAL).

PART IV.

Showing relative number of times whipping was awarded as compared with other punishments.

Punishments.	Number.
1	2
1. Total number of whippings awarded	500
2. Total number of other punishments in cases in which whipping might have been awarded	2,508
3. Total number of all punishments in cases in which whipping might have been awarded	3,008
4. Percentage of whippings on total number of all punishments (percentage of heading 1 on heading 3)	16·62

IMPERIAL RETURN No. VI—(CRIMINAL).

Showing the result of appeals and revisions in criminal cases in the Province of Oudh during the year 1917.

Tribunals.	Total number of appellants or applicants before the courts.	Number of persons.										Average number of days each appeal lasted.	Number of persons dealt with under—		Remarks.		
		Died, escaped or transferred to another province.	Appeals or applications rejected.	Sentences or orders confirmed.	Sentences enhanced.	Sentences reduced or otherwise altered.	Sentences reversed.	Proceedings quashed.	New trial or further inquiry ordered.	Referred for revision to High Court.	Pending trial.		Section 106 (3) Code of Criminal Procedure.	Section 8, clause (2), of the Reformatory Schools Act.			
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16		
Appeals.																	
To Chief Magistrates of districts.	1,782	...	34	1,023	...	174	451	17	8	...	75	18·35	...	...			
To Sessions Courts ...	2,022	13	743	671	...	172	256	2	10	1	154	9·78	...	...			
Superior Court. By persons convicted.	391	...	24	239	...	45	63	...	...	...	20	27·77	...	...			
Superior Court. By Government.	5	...	...	2	...	...	2	...	....	...	1	41·75	...	...			
Total 1917 ...	4,200	13	801	1,935	...	391	772	19	18	1	250	15·15	...	...			
Total 1916 ...	4,825	2	909	2,346	6	402	868	23	71	1	197	15·65	6	...			
Revisions.															Applications by complainants against accused.		
By Chief Magistrates of districts.	267	...	210	806	1	...	22	5	117	8	35	13·89	...	...	307	372	937
By Courts of Sessions	385	3	303	240	...	...	23	...	47	55	17	10·06	...	...	104	116	303
By Superior Court ...	531	...	209	171	11	62	104	...	...	...	5	16·83	...	...	12	13	31
Total 1917 ...	1,183	3	722	1,217	12	62	149	5	164	63	57	13·56	...	...	423	501	1,271
Total 1916 ...	1,285	1	906	1,196	4	108	154	7	266	118	88	14·74	6	...	490	543	1,563

IMPERIAL RETURN No. XIII—(CRIMINAL).

Showing use of jurors and assessors in the criminal courts in the Province of Oudh during the year 1917.

Classes of courts in which jurors or assessors are employed.	Established or average number of jurors or assessors in each case and prescribed qualifications.	Number of accused persons in jury trials.				Number of accused persons in trials with assessors.			
		Tried.	As to whom the Judge—			Tried.	As to whom the Judge—		
			Approved of verdict.	Did not approve of verdict.	Made references under section 307 of the Code of Criminal Procedure.		Agreed with all the assessors.	Differed from one or more but not from all the assessors.	Differed from all the assessors.
1	2	3	4	5	6	7	8	9	10
Sessions Judge, Lucknow	5 Jurors ... 2 or 3 assors.	66	62	...	4	221	159	22	40
Do. Sitapur ...	2 assessors	...	...	...	...	209	125	48	36
Do. Hardoi ...	2 or 3 „	...	...	...	...	137	81	20	36
Do. Fyzabad...	2 „	...	...	...	...	109	76	6	27
Do. Gonda ...	2 „	...	...	...	...	156	138	16	2
Do. Rae Bareli	2 „	...	...	...	...	98	60	10	28
Total ... 1917 ...	...	66	62	...	4	930	639	122	169
Total ... 1916 ...	...	34	31	...	3	1,055	716	169	170

JUDICIAL DEPARTMENT
4-OCT 192
BOMBAY

NOTE

ON THE

ADMINISTRATION OF CRIMINAL JUSTICE

IN THE PROVINCE OF OUDH.

DURING THE CALENDAR YEAR ENDING 31ST DECEMBER, 1919

WITH STATEMENTS.

ALLAHABAD:
PRINTED BY THE SUPERINTENDENT, GOVERNMENT PRESS, UNITED PROVINCES.
1920.

Price, 9 annas.

Agents for the sale of United Provinces Government publications.

IN ENGLAND.

Henry S. King & Co., 65, Cornhill, and 9 Pall Mall, London.

Constable & Co., 10, Orange Street, Leicester Square, London, W. C.

P. S. King & Son, 2 and 4, Great Smith Street, Westminister, London, S. W.

Kegan Paul, Trench, Trübner & Co., 68—74 Carter Lane, E. C., and 25, Museum Street, London, W. C.

Grindlay & Co., 54, Parliament Street, London, S. W.

Bernard Quaritch, 11, Grafton Street, New Bond Street, London, W.

E. H. Blackwell, 50 and 51, Broad Street, Oxford.

Deighton, Bell & Co., Limited, Cambridge.

T. Fisher Unwin, 1, Adelphi Terrace, London, W. C.

W. Thacker & Co., 2, Creed Lane, London, E. C.

Luzac & Co., 46, Great Russell Street, London, W. C.

William Wesley & Sons, 28, Essex Street, Strand, London.

ON THE CONTINENT.

Ernest Leroux, 28, Rue Bonaparte, Paris.

Martinus Nijhoff, The Hague, Holland.

IN INDIA.

Thacker, Spink & Co., Calcutta.

Newman & Co., Calcutta.

S. K. Lahiri & Co., Calcutta.

R. Cambray & Co., Calcutta.

Higginbotham & Co., Madras.

V. Kalyanarama Aiyar & Co., Madras.

G. A. Natesan & Co., Madras.

Thompson & Co., Madras.

S. Murthy & Co., Madras.

Temple & Co., Madras.

Cambridge & Co., Madras.

Thacker & Co., Limited, Bombay.

Messrs. Butterworth & Co., Ld. Booksellers, 6, Hastings Street, Calcutta.

Messrs. Wheeler & Co., 15, Elgin Road, Allahabad.

A. J. Combridge & Co., Bombay.

D. B. Taraporewalla, Sons & Co., Bombay.

Radhabai Atmaram Sagoon, Bombay.

Sunder Pandurang, Bombay.

Rai Sahaib M. Gulab Singh & Sons, Mufid-i-am Press, Lahore.

Superintendent, American Baptist Mission Press, Rangoon.

A. M. and J. Ferguson, Ceylon.

N. B. Mathur, Superintendent, Nazair Kanun Hind Press, Allahabad.

Proprietor, Newal Kishore Press, Lucknow.

Messrs. Students & Co., Cooch Behar.

Ram Dayal Agarwala, Bookseller, 184, Katra Road, Allahabad.

Messrs Ram Krishna & Sons, Booksellers, Anarkali Street, Lahore.

The Secretary, North India Christian Tract and Book Society, 18, Clive Street, Allahabad.

V. H. Damle, Esqr., Proprietor, New Kitab Khana, Budhawar Chauka, Poona (city).

NOTE

ON THE

ADMINISTRATION OF CRIMINAL JUSTICE

IN THE PROVINCE OF OUDH.

DURING THE CALENDAR YEAR ENDING 31ST DECEMBER, 1919

WITH STATEMENTS.

ALLAHABAD:
PRINTED BY THE SUPERINTENDENT, GOVERNMENT PRESS, UNITED PROVINCES.
1920.

Erratum to the Note on the Administration of Criminal Justice in the Province of Oudh, during the calendar year ending 31st December, 1919.

Add:—" respectively " *after* '118' in the end of sub-paragraph 6 of paragraph 4, at page 1.

Substitute:—" 2,047 " *for* " 12,047 " in the 3rd line of sub-paragraph 2 of paragraph 4, and

Delete:—" Comma " *after* " as " in the middle of the second line of sub-paragraph 7 of the same paragraph, at page 3.

Substitute:—" 2 " *for* " 12 " in column 9 of Imperial Return No. II against entry " Cruelty to Animals Act, etc., " at page 12.

Read:—" 677 " in column 5 against " Railways Act, etc., " " 25 " in the same column against " Salt and Saltpetre Act, etc. ", " 360 " in column 3 *(b)* against "Stage Carriages Act, etc. " and " 287 " in column 3 *(a)* against " Total under the Criminal Procedure Code and Special and Local Laws, 1919," at page 13 of Imperial Return No. II.

Substitute:—"Trespass " *for* " trepass " in column 1 against " Offences against property and criminal intimidation, etc.," in the first line, at page 14 of Judicial Statement No. II A.

Substitute:—" 2,301 " *for* " 2031 " in column 5 against " Total for 1919 " under heading " *Appeals* " of Imperial Return No. VI at page 21, " Judges " *for* " Judge " in column 1 of table F under heading " *Appeals* " against. " By persons convicted," at page 3 A.

Note on the Administration of Criminal Justice in the Province of Oudh, during the calendar year ending 31st December, 1919.

JUDICIAL STAFF.

1. There was no change in the constitution or jurisdiction of the criminal courts during the year. There were in all nine Subordinate Judges, including those of Kheri and Sultanpur, exercising *ex officio* powers of Assistant Sessions Judges who were vested with such powers as against eleven in the preceding year. **Judicial Statement No. I.**

Two Additional Sessions Judges posted at Lucknow worked throughout the year in the Lucknow Sessions Division. A third extra Additional Sessions Judge was appointed for the judgeships of Lucknow, Hardoi and Sitapur during the year. He was at first posted to Lucknow and worked throughout the year in Lucknow Sessions Division except for a short period from 4th August, 1919, to 20th October, 1919, when he was posted to Hardoi to try a heavy gang case.

The posts of the two Sessions and Subordinate Judges (one at Sitapur and the other at Bahraich) continued to be held by members of the provincial judicial service.

OFFENCES REPORTED.

2. The total number of offences reported during the year was 61,322 against 52,387 in 1918, showing an increase of 17 *per cent.* The increase in offences under the Indian Penal Code, was +3,472 or 11·6 *per cent.* and in those under the Code of Criminal Procedure and other special and local Acts +5,463 or 24·4 *per cent.* **Judicial Statement No. II.**

All districts participated in the increase of crime, though Partabgarh showed 33 fewer offences under the Indian Penal Code. The largest increase in offences under the Indian Penal Code, were in Hardoi (+693), Bahraich (+632), Sitapur (+538), Sultanpur (+407) and Rae Bareli (+399). The bulk of the offences reported were offences against property.

3. *Indian Penal Code.*—Theft cases and cases of criminal trespass have contributed chiefly to the increase in crime during the year — the former showing an increase of +1,434 *i.e.*, nearly nineteen times as much as that of last year and the latter showing an increase of +955 as against a decrease of — 355 in 1918, compared with the figures of 1917. These two crimes make up nearly two-thirds of the total increase.

In theft cases the most noticeable increases were in Hardoi (+281), Sitapur (+221) and Kheri (+183).

Cases of criminal trespass were most numerous in Bahraich (+272), Sultanpur (+214), Sitapur (+131) and Hardoi (+121).

Robbery and dacoity cases which had risen in the year 1918 by 103 over the figures of 1917, have increased still further during the year under report by 96 cases. In Sitapur extensive use of the bad livelihood sections of the Code of Criminal Procedure, seems to have reduced the volume of crime under these heads (decrease — 20). On the other hand the Hardoi figures show an increase as follows :—1917 (24 cases), 1918 (48 cases), 1919 (79 cases).

The increase from 1 to 26 in Bahraich, is particularly marked.

Offences under section 410, Indian Penal Code, cheating, criminal misappropriation of property, breach of trust, and extortion have increased by +179, +173, +145, +110 and +118.

Cases of mischief increased by 234 and those of marriage, kidnapping etc., and rape by +206, +88 and +3, respectively.

Offences affecting human life rose by +9 compared with a fall of —31 last year.

The following table will show the increase or decrease in offences against human life in the several districts during the years 1918 and 1919.

	1918.	1919.
Lucknow	+16	−10
Bara Banki	Nil	+11
Unao	−21	+5
Sitapur	−2	+2
Kheri	+14	−8
Hardoi	−11	+1
Fyzabad	−18	−2
Sultanpur	−5	−5
Gonda	+7	+8
Bahraich	−6	+9
Rae Bareli	+3	+2
Partabgarh	−8	−4
Total ...	−31	+9

The abnormal increase in theft and other cognate offences is not, I believe, attributable to lack of efficiency in the criminal administration of the province. High prices of food and clothing and want of employment were, most probably, the causes of such an extraordinary increase in crime.

Offences affecting the human body taken as a whole dropped from 14,512 (in 1918) to 14,052 (in 1919). In cases of perjury and offences against public justice the figures remained practically the same as in last year.

4. *Offences under special and local laws.*—Turning now to offences reported under special and local laws, I find that the increase shown last year is still maintained – 27,881 offences having been reported in the year under review against 22,418 in the past year. All districts except Fyzabad and Kheri participated in the increase. Offences under Municipalities, Police District, Town Areas and Hackney Carriages Acts have risen by +2,304, +1,139, +966 and +533 respectively.

Much activity appears to have been shown in Lucknow in the prosecution of offences under the Municipalities and Hackney Carriages Acts. With an increase of +12,047 in the former and of +183 in the latter, Lucknow occupies the foremost position. It is also remarkable that other noticeable increases have occurred in Bahraich, Hardoi and Rae Bareli. In the first named district there was a rise of 249 reported offences under the Municipalities Act. In Hardoi and Rae Bareli there were substantial increases in offences under the Hackney Carriages Act. Unao shows a decline of 140 cases under the Municipalities Act (from 387 in 1918, to 247 in 1919).

Offences under the Town Areas Act have gone up to 971, as against 5 in the last year. The district of Sitapur alone is responsible for 929 of these cases.

Offences under the Sanitation Act were more than doubled in the present year, as compared with the past year, the districts of Lucknow and Bara Banki having contributed chiefly to the increase. Those under the Cattle Trespass Act have risen by +119, the heaviest increase of +65 over last year's figures being noticeable in Gonda in contrast with Sitapur which shows a decrease of — 63 cases. The increase in Sultanpur, Lucknow, Bara Banki and Bahraich districts varies from 25 to 40.

Offences under the Gaming and Lotteries Act increased by 51.

The increase in offences under the Criminal Tribes Act, has been by +24 and is shared chiefly by Rae Bareli, Unao and Sultanpur. A drop of — 32 and — 19 cases is visible in Hardoi and Gonda districts respectively.

With regard to offences under the Cantonments and Arms Acts, there is a decrease of — 94 and — 12 respectively, as, compared with last year. In the former there is a fall of 139 cases in Lucknow, while in Sitapur there is a rise of +62. The increase in Sitapur is due to there being four units stationed in the district.

In spite of the heavy increase in the number of offences reported during the year, the percentage of cases found false remained practically stationary, *i.e.*, 23·37 against 23·98 in 1918. The percentage of cases found false under the Indian Penal Code and under special and local laws decreased in the former from 31·44 in 1918, to 30·01 in the year under report, and increased in the latter, from 14·06 to 15·4.

It is still evident that magistrates do not make sufficient use of their powers to dismiss complaints before the issue of process.

5. European British subjects who were brought to trial—all of them being implicated in offences under the Indian Penal Code—numbered 15 as against 9 in the previous year. None claimed to be tried by a mixed jury or assessors and all of them were tried by magistrates. Two-thirds of them were convicted. **Judicial Statement No. IIA.**

PROCEEDINGS UNDER THE CODE OF CRIMINAL PROCEDURE.

Judicial Statement No. III.

Proceedings for keeping the peace.—Proceedings to prevent breach of the peace were taken in 665 cases against 3,250 persons showing an increase of 27 cases and 315 persons as compared with figures of last year; but the percentage of persons bound over to the total number of persons actually dealt with, fell from 28 to 23 while the number of persons discharged or acquitted, rose from 71·56 in 1918, to 76·56 *per cent.* in the year under review. This section was freely used and had a wholesome effect in keeping down acts of violence.

Proceedings for good behaviour.—Proceedings demanding security for good behaviour were initiated against 2,685 persons, as against 3,310 in the last year and the number of persons who were bound down, rose from 90·66 *per cent.* to 93·13 *per cent.*

The increase in the number of thefts would indicate that proceedings under the bad livelihood sections might have been resorted to with more vigour and care.

Applicability of section 250 of the Code of Criminal Procedure.—Some improvement appears to have been made in dealing with frivolous and vexatious accusations summarily under section 250 of the Code of Criminal Procedure. 130 out of 136 persons were convicted in the year under report, as against 95 out of 107 persons in the past year. Fyzabad, Sitapur, Hardoi and Gonda have made free use of this section. The total amount awarded by way of compensation rose from Rs. 1,163 in 1918, to Rs. 1,814-10-0 in the year and the largest amounts were awarded in Sitapur, Fyzabad and Hardoi districts, *viz.*, Rs. 330, Rs. 314 and Rs. 263-2-0 respectively. In Bahraich and Rae Bareli districts Rs. 44 as against Rs. 99 and Rs. 50 as against Rs. 159 in the previous year, were awarded. In Kheri a sum of Rs. 156 was awarded as compensation during the year, there being none in the previous year. There is however room for further improvement in this matter. It cannot be doubted that the bringing of frivolous and vexatious complaints is not sufficiently discouraged.

JUDICIAL BUSINESS.

7. 48,032 cases involving 93,510 persons had to be dealt with by the magistrates during the year under review, showing an increase of 17 and 15 *per cent.* respectively, over the figures of last year. Out of these 47,084 cases involving 91,349 persons were disposed of — the percentage of increase being 18 in the former and 15 in the latter, as compared with the preceding year. The number of witnesses examined in these cases rose to 88,284 from 72,333 in the previous year. **Judicial Statement No. IV Magistrates.**

It is satisfactory to note that in spite of the increased number of disposals the average number of days during which each case lasted fell from 10 in 1918, to 9 days in the year under report.

The percentage of convictions to the total number of persons actually tried, rose from 37 in 1918, to 41. The increase is due to more numerous convictions for offences against special and local laws as is shown by the figures of the Lucknow district, where the percentage of convictions rose from 75 to 76. In Sitapur the percentage of persons convicted rose from 42 to 55.

Stipendiary courts.—Stipendiary courts other than courts of District Magistrates had to deal with 24,901 cases involving 49,822 persons, an excess over the previous year's figures of 782 cases and 1,331 persons, respectively. Out of these 48,673 persons in 23,555 cases were tried exceeding the figures of 1918 by 1,668 persons in 857 cases. The number of witnesses actually examined in these cases rose from 53,755 in the previous year to 63,260 in the year under review. The percentage of conviction was 39 as against 38 in 1918, and 37 in 1917.

Judging from the provincial and district figures, it is clear that the disposal of work by the magistrates was prompt, though instances of delay in the courts of subordinate magistrates have been brought to my notice, regarding which suitable orders were passed.

Honorary Magistrates and Benches.

Honorary Magistrates sitting singly.—Three Honorary Magistrates Mr. J. B. Hearsay of Kheri, Pandit Lajja Ram of Hardoi and Pandit Kedar Nath of Rae Bareli resigned and M. Nazir Muhammad of Lucknow, Raja Debi Bakhsh Singh of Kheri, Babu Sheo ahai of Hardoi and Babu Mahendra Dutt Singh of Fyzabad district died during the year.

Twenty honorary magistrates were appointed during the year, *viz.*, 6 at Bara Banki, 4 at Lucknow, 3 at Sitapur, 2 each at Kheri and Hardoi and 1 each in Unao, Sultanpur and Partabgarh districts.

The following statistics will show that the honorary courts rendered substantial assistance in the disposal of cases. The outturn of the honorary courts sitting singly rose from 7,968 cases including 19,256 persons in the previous year to 10,504 cases including 24,528 persons during the year and the number of witnesses examined rose from 13,271 to 19,020 The increase *per cent.* being 31·8 in cases, 27·4 in persons and 43·3 in witnesses. In proportion to the increase in the total number of persons dealt with, the percentage of persons convicted rose from 19 to 22.

Twenty honorary magistrates disposed of from 1 to two hundred cases during the year, *viz.* 5 in Bara Banki, 5 in Unao, 4 each in Hardoi and Kheri, 3 each in Lucknow and Fyzabad, 2 each in Sitapur and Partabgarh and 1 in Sultanpur. The following table shows the work of honorary magistrates who disposed of more than 200 cases :—

	Names of Honorary Magistrates.	Cases disposed of.	Average number of days during which each case lasted.
1.	Rai Bahadur Bhaya Ganga Bakhsh Singh of Gonda ...	377	9·19
2.	Chaudhri Saiyid Muhammad Mah of Unao	319	4·83
3.	Khan Bahadur Saiyid Muhammad Bechu Khan of Sultanpur	319	6·24
4.	Bhaya Bir Indra Kant Singh of Bahraich	252	4·56
5.	Sirdar Mujibulrahman Khan of Kheri	237	1·8
6.	Maharaja Sir Bhagwati Prasad Singh, K.C.I.E., C.I.E., of Balrampur.	216	16·77
7.	Bhaya Mahraj Bakhsh Singh of Bahraich	209	15·31
8.	Khan Bahadur Saiyid Ali Bahadur of Hardoi	209	17·1
9.	Saiyid Muhammad Jawad of Hardoi	204	16·01
10.	Raja Chandra Chur Singh of Rae Bareli	203	7·
11.	Lala Prag Narain of Biswan (Sitapur)	202	2·54

The following Honorary Magistrates did not work at all during the current year :—

1. Khan Bahadur M. Mumtaz Ali Khan (Lucknow).
2. Raja Indra Bikram Singh of Itaunja.
3. The Hon'ble Raja Sir Tasadduq Rasul Khan of Jahangirabad (Bara Banki).
4. M. Karam Rahman of Rudauli (Bara Banki).
5. Mir Muhammad Askari of Zaidpur (Ditto).
6. Chaudhri Asghar Ali of Satrikh (Ditto).
7. Shaikh Raza Husain of Mithwara (Ditto).
8. The Hon'ble Raja Sir Muhammad Ali Muhammad Khan, Khan Bahadur, K.C.I.E., of Mahmudabad.
9. Raja Suraj Bakhsh Singh of Sitapur district.
10. Thakur Sripal Singh of Sitapur district.
11. Thakur Lalta Bakhsh Singh.
12. Rai Bahadur Kunwar Bam Bahadur Sah of Singahi.
13. Mr. J. C. Young of Kheri district.
14. Mr. J. N. Oliphant of Kheri district
15. Saiyid Iltitat Rasul of Sandila (Hardoi).
16. Babu Gaya Din Singh of Fyzabad (due to illness).
17. M. Abdul Rahim of Sultanpur.
18. Thakur Rajindra Bahadur Singh of Bhinga (Bahraich) due to defective vision.
19. Raja Pratap Bahadur Singh (Partabgarh).
20. Saiyid Hasan Mahmud (Partabgarh).
21. Saiyid Laiq Ali (Partabgarh).

Benches.—During the year one Bench at Nawabganj (district Gonda) was abolished consequent on the death of Shaikh Qadir Bakhsh in 1918. Pandit Bishambhar Nath Dar one of the members of the Bench at Bahraich, died and

was replaced by Saiyid Aulad Husain. The Benches in Sitapur and Hardoi districts were strengthened by the appointment of four honorary magistrates in the former and one in the latter.

Benches of honorary magistrates tried 12.681 cases of 17,589 persons and examined 5,629 witnesses, surpassing last year's figures by 3,517, 5,100 and 909 respectively, and the percentage of convictions to the total number of persons dealt with, exceeds the percentage of last year by 8 being 73 against 65 in 1918.

I note that the outturn of work has considerably increased as compared with past year, while duration per case has decreased from 8 days in 1918, to 5. The decrease is no doubt due to a larger number of summary trials. Thus in the case of the Lucknow Bench where 7,379 persons were dealt with summarily including 5,826 persons on whom non-appealable sentences were passed, the result was that the average duration per case was reduced from 9 days in the previous year to 2 days in the year under report.

The Lucknow Bench appears to have exercised summary powers to a far greater extent than others invested with such powers.

9. *Application of section* 562, *Criminal Procedure Code.*—The number of first offenders released on probation under section 562, Criminal Procedure Code, rose from 148 in 1918, to 223 in the year under report, showing an increase of 75 persons while the number of youthful offenders dealt with under section 31, Act VIII of 1897, rose from 48 in 1918, to 110 in the present year.

Courts of Session.

The increase in the volume of crime in the year under report had a corresponding effect on the work before the Sessions Courts. Of 2,380 persons sent up before the courts for trial during the year, 2,000 persons were tried and 67 *per cent.* as against 66 *per cent.* in the last year, were convicted. Criminal work increased in all the judgeships except Fyzabad and was particularly heavy in Sitapur judgeship which heads the list, the outturn being 221 cases against 629 persons. Next comes Lucknow with 180 cases against 404 persons followed by Gonda and Hardoi which had 119 and 111 cases against 345 and 405 persons respectively. Rae Bareli stands last, where 60 cases only were decided involving 124 persons.

In consequence of the general increase in disposals the average duration rose from 42 days in 1918, to 48 days this year. The number of cases involving the largest number of persons were tried by the Sessions Judges of Sitapur (114 cases, 402 persons), Hardoi (97 cases, 322 persons) and the first Additional Sessions Judge of Lucknow (107 cases and 263 persons).

The following table will show the amount of work done by the Courts of Session :—

Class of Courts.	1919.			1918.		
	Cases.	Persons.	Witnesses examined.	Cases.	Persons.	Witnesses examined.
Sessions Judges ...	373	1,106	4,229	324	877	3,430
Additional Sessions Judges.	123	329	1,563	69	153	805
Sessions and Subordinate Judges.	131	349	1,459	84	205	940
Assistant Sessions Judges.	119	216	992	123	173	969
Total ...	746	2,000	8,243	600	1,408	6,144

In the gang case tried by the third Additional Sessions Judge at Hardoi, 31 persons were involved and 226 witnesses were examined.

Action was taken under section 565, Criminal Procedure Code, in the Lucknow, Gonda and Rae Bareli judgeships only, against 11, 9 and 4 persons respectively.

PUNISHMENT.

Judicial Statement No. V.

10. *Solitary confinement.*—In spite of an increase in the number of offences, the percentage of solitary confinement in the courts of magistrates remained stationary as in last year, *viz.* 19. In Sessions Court it increased by 1 *per cent.* only.

Magistrates.—Bahraich with a percentage of 33, Sultanpur with 29, Partabgarh with 27 and Gonda with 24, stand highest as against 27, 41, 17 and 9 respectively, in the previous year. In Sitapur, Hardoi, Kheri and Fyzabad districts solitary confinement was awarded to 18 *per cent.* of the persons convicted.

Sessions Judges.—In Lucknow Sessions Division 28 *per cent.* of the persons convicted were awarded solitary confinement in addition to rigorous imprisonment, against 16 in the previous year. In Hardoi and Gonda the percentage was exactly half of that shown in last year (*i.e.* 35 *per cent.* and 3 *per cent.* respectively). Activity to a certain extent is shown in Fyzabad, Sitapur and Rae Bareli judgeships where 10, 6 and 3 *per cent.* of such punishments were awarded as against 2, 2 and nil *per cent.* respectively, in the previous year.

FINES.

11. *Magistrates.*—The total amount of fines imposed on 27,065 persons, as against 20,730 persons in the previous year, increased by 15 *per cent.* from the past year, and realizations rose by 12 *per cent.* The average of fines imposed per head was Rs. 5 in the present year as against Rs. 6 in the past year; but the average of collections being Rs. 5 as in the past year. The proportion of fines realized to fines imposed indicates a fall from 87 *per cent.* in 1918, to 85 *per cent.* in the year.

Sessions Judges.—In the Sessions Courts 39 persons were fined as against 43 in last year and the amount imposed and realized fell by 43 and 85 *per cent.* respectively. Collections in proportion to total impositions shows a considerable drop from 71 *per cent.* to 19 *per cent.* and are unsatisfactory.

JUVENILE OFFENDERS.

12. Juvenile offenders were dealt with in the manner prescribed by the Government Resolution of 2nd August, 1913. Each district had a special stipendiary magistrate of the first class with summary powers to deal with such offenders and assistance was generally taken from honorary magistrates, though in Bara Banki no such assistance is reported to have been available. Cases were dealt with sympathetically. The reports of Kheri, Fyzabad, Gonda and Bahraich do not disclose whether special magistrates dealing with juvenile offenders were aided by non-official magistrates or not. Special efforts should be made to secure the assistance of honorary magistrates in dealing with these cases.

Due attention was paid to the rules regarding segregation trial in *camera* and arrest by plain clothes officers, and the cases were tried promptly within one to two days. Punishments were generally disciplinary. Whipping was inflicted as in the case of school boys on the palm of the hand. This sort of punishment was inflicted in cases in which the provisions of section 562 of Criminal Procedure Code and of section 31 of Reformatory Schools Act (VIII of 1897) could not be applied.

Six boys were made over to their parents or guardians and 104 boys were discharged after admonition. One juvenile offender in Lucknow and one in Sitapur were committed to sessions courts during the year, the former being charged under section 302, Indian Penal Code, was sentenced to transportation for life and the latter was sent to the reformatory school. Three offenders in Kheri district who were previous convicts and were over 14 years of age, were found guilty of serious and organised offences and were sentenced to imprisonment.

The sentences of 4 boys by magistrates (*viz.* 2 in Lucknow, 1 each in Sitapur and Partabgarh) and of one boy by the Sessions and Subordinate Judge, Sitapur, were commuted to detention in the reformatory school.

The reports of the District Magistrates of Fyzabad and Bahraich are meagre and do not throw much light on the treatment of juvenile offenders. A statement that "the instructions contained in the Resolutions are closely followed" does not furnish material for any criticism.

WHIPPING.

13. Sentences of whipping passed during the year under report increased by 236 against those in 1918 and by 292 against those in 1917, while the proportion of whipping inflicted to total number of punishment in which whipping might have been awarded, has gone down to that of 1917, being 16·83 *per cent.* as against 16·62 *per cent.* in 1917 and 17·3 *per cent.* in 1918. Judicial Statement No. VA, Part IV.

Sentences of whipping were passed on two persons in contravention of the law on the subject, the number in the previous year having been 11.

APPEALS.

14. As compared with last year the amount of appellate work before the Magistrates and Sessions Judges increased by 14·07 and 36·39 *per cent.* respectively. It was, however, quite in keeping with the general increase in crime in the year under review 61·7 *per cent.* of the appellants in Magistrates' courts and 79 *per cent.* in the Sessions Judges' courts were unsuccessful as against 68 and 71 *per cent.* respectively, in the preceding year. The percentage of appellants whose appeals were wholly successful in the courts of Magistrates rose from 23 in 1918, to 27 in this year, while the percentage in the Courts of Session remained the same as in last year, *i.e.* 13. Judicial Statement No. VI.

The proportion of appellants who were partly successful to the total number of persons dealt with, has been the same as in the past year, *i.e.* 9 *per cent.* in Magistrates' courts. In the Sessions Courts it decreased to one half of that in the previous year. The largest number of appeals was disposed of by the Magistrates of Hardoi (208) and Bahraich (120).

The Sessions Judge of Hardoi disposed of the largest number of appeals, namely 442. Sitapur comes second with 300 and Fyzabad third with 210 appeals. Lucknow, Rae Bareli and Gonda decided 190, 152 and 140 appeals, respectively

The following table shows the result of appeals actually dealt with by the Sessions Judges.

Sessions Judges of—	Percentage of appellants in whose cases the appeals were—		
	Rejected or orders of the court below confirmed (unsuccessful appellants).	Sentences reduced (partly successful appellants).	Sentences reversed (successful appellants).
Lucknow	85	4	10
Sitapur	76	8	14
Hardoi	73	10	16
Fyzabad	85	4	6
Gonda	82	11	7
Rae Bareli	70	6	24

LIBRARY OF THE BOMBAY BRANCH OF THE ROYAL ASIATIC SOCIETY.

In the appeals of 119, 53 and 21 persons disposed of by the first, second and third Additional Sessions Judges in Lucknow, the orders of the lower courts were upheld in the case of 115, 32 and 18 persons, respectively.

REVISION.

15. Applications for revision show a decrease of 26·98 *per cent.* from last year in the courts of Magistrates and of 13·2 *per cent.* in the Sessions courts. The proportion in which the orders of the lower courts were upheld in revision by District Magistrates and Sessions Judges was 88 and 76 *per cent.* respectively as against 85 and 85 in the preceding year. The number of persons whose cases were referred by Magistrates and Sessions Judges to this Court was 17 and 46 respectively, as against 6 and 45 in the previous year. In the year under report the Sessions Judge of Sitapur disposed of 33 applications, Fyzabad and Rae Bareli 32 each, and Hardoi and Lucknow 25 each.

APPEALS.

Judicial Commissioner's Court.

16. The appellate work of the Court on the criminal side was nearly double that of the preceding year and shows the highest figure recorded since 1915. The disposals also increased proportionately as will appear from the table given below:—

Year.	Number of appeals preferred.	Number of appeals decided.
1919 ...	883	855
1918 ...	464	427
1917	329	348
1916 ...	362	362
1915 ...	419	430

The appeals of 932 persons were dealt with during the year under report as against 499 persons in the preceding year and in the case of 77 *per cent.* of the appellants the orders of the court below were not interfered with. 22 *per cent.* of the appellants were successful in appeals before this Court.

Government filed four appeals against acquittal of 15 persons by the lower courts which resulted in the conviction of two persons only. In the case of five persons the appeals were rejected and the orders of the lower court were upheld and in other cases further enquiry was ordered. All these appeals were filed within the period of three months from the date of the lower court's order as required under the Government Order No. 4784/VI—726, dated 3rd October, 1918.

17. *Murder cases.*—Fifty-six as against 62 cases in last year were referred to this court under section 374 of the Code of Criminal Procedure, for confirmation of capital sentences passed by the Sessions courts and the total number of such cases including those pending from the previous year was 66 in which 85 persons were involved Out of these, 62 cases involving 81 persons were disposed of leaving 4 cases involving 4 persons pending at the end of the year under review.

All these cases were heard by a Bench of two Judges. The sentence of death was confirmed in respect of 61 persons and in the case of 8 persons it was commuted to transportation for life. Eleven persons were acquitted. In the case of one person the sentence of death was commuted to one of imprisonment.

In 42 cases counsel were engaged in this court by Government to defend pauper prisoners condemned to death by the Sessions courts.

18. *Revision.*—The court had to deal with 224 applications for revision, being in excess of last year's figure by 10 only. Out of these, 214 were disposed of including four cases which were referred to by the Sessions Judge of Lucknow, under section 307, Code of Criminal Procedure.

WITNESSES.

Table C.

19. *Magistrates.*—The number of witnesses summoned to give evidence in the courts of Magistrates increased by 21 *per cent.* in this year and those discharged after being examined by 22 *per cent.* from the previous year. The proportion of the witnesses examined and of those discharged without examination to the number of witnesses who attended the court, rose slightly in the former from 82 *per cent.* to 83 *per cent.* and in the latter declined from 18 to 17 *per cent.* Out of the total number of witnesses who attended the Court, 77 *per cent.* as against 78 *per cent.* in 1918, were discharged on the first day and 10 *per cent.* as against 9 *per cent.* were discharged after the second day. Fifty *per cent.* as against 52 per cent. were dieted — the average cost of diet per witness declined by one anna per head from the past year (*i.e.*, from Re. 1-3-3 to Re. 1-2-3)

Sessions Courts.—The number of witnesses attending the Sessions Courts increased by 27 *per cent.* compared with last year's figures. The number examined and discharged without examination also increased by 34 *per cent* and 13 *per cent.* respectively. The percentage of witnesses examined rose from 67 to 71 and of those discharged without examination fell from 32 to 29. Fifty-two *per cent.* as against 55 *per cent.* of the witnesses were discharged on the first day and 22 *per cent.* as against 16 *per cent.* after the second day. The percentage of witnesses who received diet money remained the same as in the last year but the average cost per head rose by three annas (*viz.*, from Re. 1-6-4 in 1918 to Re. 1-9-4 in 1919.)

The increase in the percentage of witnesses discharged with or without examination after the second day in the courts of the Magistrates and in the courts of the Sessions Judges, indicates the necessity for closer attention to this Court's Circular letter No. 1918-94/XIV—824, dated the 20th September, 1919, and it is hoped that the instructions contained therein will be fully complied with.

ACCOMPANIMENTS.

Imperial Returns Nos. I, II, II-A, III, IV, V, V-A, in four parts, VI and XIII, and Provincial Tables A, B, C, D, E and F.

[Maximum number of pages of the report (excluding statistics) as fixed by the Government of India—10.]

LUCKNOW.
Dated the 12th August, 1920

B. LINDSAY,
Judicial Commissioner of Oudh.

IMPERIAL RETURN No. I—(CRIMINAL).

Showing the number of judicial divisions and the number of officers exercising original and appellate jurisdiction in the province of Oudh, during the year 1919.

Name of province.	Area.	Population.	Number of divisions for courts under chief courts, but superior to chief courts of districts.	Number of districts.	Judges of chief court of province.	Total number of officers exercising original or appellate jurisdiction.				Total number of cases decided.				Total receipts of the courts.	Total charges of the courts.	Remarks.			
						Judges of other courts superior to chief district courts.	Judges of chief courts of districts	Judges of district courts other than chief courts.	Judges of other subordinate courts.	Original.		Appellate.							
										Regular.	Miscellaneous.	Regular.	Miscellaneous.						
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17			
														Rs.	Rs.	Grades of judicial officers.		Europeans.	Indians.
Territory subject to the Judicial Commissioner of Oudh.	24,158 sq.m.	1,25,58,004	6	12	3	20	12	95	280	47,830	3,841	3,516	877	22,83,625	28,21,154	Officers exercising both original and appellate jurisdiction.	Judicial Commissioners ...	2	1
																	District and Sessions Judges ...	5	1
																	Additional Sessions Judges ...	1	2
																	Sessions and Subordinate Judges ...	...	2
																	District Magistrates ...	11	1
																	Deputy Magistrates ...	...	7
																	City Magistrate	1	...
																Officers exercising original jurisdiction only.	Assistant Sessions Judges ...	...	2
																	Subordinate Judges with powers of Assistant Sessions Judges ...	...	7
																	Assistant Commissioners ...	1	2
																	Cantonment Magistrates ...	3	1
																	Deputy Magistrates ...	2	78
																	Tahsildars ...	...	44
																	Honorary Magistrates.	3	233
Total for 1918.	24,158 sq. m	1,25,58,004	6	12	3	21	12	96	258	40,664	3,718	2,511	801	21,26,151	25,74,759				

For Home and Agricultural departments.	*Europeans.*	*Indians.*
Judicial Commissioners	2	1
District and Sessions Judges	5	1
Additional Sessions Judges	1	2
Sessions and Subordinate Judges	...	2
Assistant Sessions Judges	...	2
District Magistrates	11	1

For Home and Agricultural departments.	*Europeans.*	*Indians.*
City Magistrate	1	...
Assistant Commissioners	1	2
Cantonment Magistrates	3	1
Deputy Magistrates	2	85
Tahsildars	...	44
Honorary Magistrates	3	233

IMPERIAL RETURN No. II.—(CRIMINAL).

Statement of offences reported and persons tried, convicted and acquitted of each class of offence in the province of Oudh, during the year 1919.

Description of each offence.	Number of offences—		Number of cases found true of offences reported—		Number of cases brought to trial during the year.	Number of persons—				
	Reported in and pending from the previous year.	Reported during the current year.	Previous year.	Current year.		Under trial during the year, including pending from the previous year.	Acquitted or discharged.	Convicted.	Died, escaped or transferred to another province.	Remaining under trial.
1	2a	2b	3a	3b	4	5	6	7	8	9
Indian Penal Code.										
Offences relating to Army and Navy, Chapter VII	2	2	2	1	3	4	2	1	1	...
Offences against the public tranquillity, Chapter VIII	19	447	19	365	387	1,991	938	867	10	176
Offences by or relating to public servants, Chapter IX	4	91	3	48	51	92	61	28	...	3
Contempt of the lawful authority of public servants, Chapter X ...	9	781	9	723	733	1,038	405	614	4	15
False evidence and offences against public justice, Chapter XI ...	18	249	15	206	233	368	159	190	5	14
Offences relating to Coin and Government Stamps, Chapter XII ...	...	14	...	12	13	25	20	5	...	...
Offences relating to weights and measures, Chapter XIII	...	48	...	48	48	64	3	61	...	...
Offences affecting the public health, safety, convenience, decency and morals, Chapter XIV	2	185	2	163	165	326	119	207	...	...
Offences relating to religion, Chapter XV	1	62	1	36	37	103	88	10	...	5
Offences affecting the human body, Chapter XVI. — Offences affecting life ...	19	381	17	351	596	872	275	427	6	164
Causing of miscarriage, injuries to unborn children and exposure of infants and the concealment of births ...	1	35	1	23	33	32	10	20	2	...
Hurt	152	11,132	138	8,212	8,405	22,386	19,782	1,999	19	586
Wrongful restraint and wrongful confinement ...	1	282	1	129	130	377	310	46	1	20
Criminal force and assault ...	29	1,884	27	1,270	1,300	3,746	3,344	305	3	94
Kidnapping, forcible abduction, slavery and forced labour	5	268	4	105	126	213	141	66	1	5
Rape	1	60	1	43	75	61	33	20	2	6
Unnatural offence ...	...	10	...	9	12	13	5	7	...	1
Offences against property, Chapter XVII. — Theft	56	4,507	49	3,623	3,748	6,161	2,606	3,321	18	216
Extortion	5	313	5	89	96	233	192	34	...	7
Robbery and dacoity ...	17	430	14	297	549	1,621	632	729	7	253
Criminal misappropriation of property	4	230	4	163	171	345	300	41	...	4
Criminal breach of trust ...	23	754	15	350	382	499	342	136	6	15
Receiving or habitually dealing in stolen or plundered property	21	5 2	19	527	597	764	166	568	6	24
Cheating	12	765	9	328	348	554	325	185	4	40
Fraudulent deeds or disposition of property	1	20	...	10	10	25	16	2	...	7
Mischief	26	1,569	25	1,058	1,105	3,018	2,612	300	3	103
Criminal trespass ...	85	5,203	80	3,828	4,008	8,638	6,001	2,375	13	249
Offences relating to documents and to trade or property mark, Chapter XVIII	3	58	1	27	33	45	27	15	1	2
Criminal breach of contract of service, Chapter XIX	...	40	...	10	10	13	13	...	...	...
Offences relating to marriage, Chapter XX	16	1,834	12	850	863	1,484	1,337	102	5	40
Defamation, Chapter XXI ...	7	518	3	192	197	428	397	24	...	7
Criminal intimidation, insult and annoyance, Chapter XXII	9	717	8	308	316	766	681	55	...	30
Total under the Indian Penal Code. 1919	548	33,441	484	23,404	24,780	56,305	41,342	12,760	117	2,086
1918	663	29,969	615	20,557	21,833	50,085	38,357	9,930	124	1,694

IMPERIAL RETURN No. II—(CRIMINAL)—*(continued)*.

Statement of offences reported and persons tried, convicted and acquitted and of each class of offence in the Province of Oudh, during the year 1919.

Description of each offence.	Number of offences.		Number of cases found true of offences reported.		Number of cases brought to trial during the year.	Number of persons—				
	Reported in and pending from the previous year.	Reported during the current year.	Previous year.	Current year.		Under trial during the year including pending from the previous year.	Acquitted or discharged.	Convicted.	Died, escaped or transferred to another province.	Remaining under trial.
1	2a	2b	3a	3b	4	5	6	7	8	9
Code of Criminal Procedure.										
Sections 107, 112 to 119—Security for keeping the peace	16	1,711	13	646	660	3,237	2,381	716	...	140
Sections 109, 110, 112 to 119—Security for good behaviour	55	1,307	55	1,268	1,325	2,685	181	2,457	1	46
Special and Local Laws.										
Arms Act XI of 1878 (amended by Act XI of 1882, XII of 1891 and XX of 1919)	4	63	4	59	65	68	6	61	...	1
Army Act of British Parliament in accordance with the Army (Annual) Act [48 and 49, Victoria, Chapter 8, section (2) with amendments made down to the end of the sections 5 and 6, Geo. 5]	...	1	...	1	1	1	...	1	...	...
Cantonments Act, XV of 1910 (amended by Acts X of 1914, XVIII of 1919 and XXII of 1919)	1	445	1	420	422	699	291	404	...	4
Cattle Trespass Act, I of 1871 (amended by Acts I of 1891 and X of 1914)	24	3,067	24	2,516	2,544	7,017	5,889	1,036	1	91
Coinage and Mint Act, III of 1906 (amended by Acts X of 1914, IV of 1918 and XXI of 1919) ...	1	...	1	...	1	1	...	...	...	...
Companies, Indian—Act, VIII of 1913 (amended by Acts X and XI of 1914 and XI of 1915)	...	1	...	1	1	1	...	1	...	...
(Contract Workmen) Breaches of Contract Act, XIII of 1859 (amended by Acts XVI of 1874 and XII of 1920)	...	3	...	3	3	5	5	...	...	...
Court Fees Act, VII of 1870 (amended by Act VII of 1887, XII of 1891, XII of 1895, VII of 1910 XIV of 1911, X and XVII of 1914, XXIV of 1917 and XVIII of 1919 ...	...	17	...	17	17	17	11	6	...	...
Criminal Tribes Act, III of 1911 (amended by Acts X of 1914 and XI of 1915)	12	997	12	903	914	960	68	849	13	30
Cruelty to Animals Act, XI of 1890 (amended by Act XIV of 1917) ...	3	242	1	235	236	258	17	239	...	12
Electricity Act, IX of 1910 (amended by Act X of 1914)	...	3	...	3	3	3	3	...	...	...
Excise Act, IV of 1910 [(amended by Acts I of 1915 and IV of 1919) United Povinces of Agra and Oudh]	3	468	3	441	444	500	84	412	1	3
Ferries Act, XVII of 1878 (amended by Act III of 1886)	2	41	2	30	32	45	14	31	...	...
Foreigners Act, III of 1864 (amended by Acts XII of 1891, X of 1914 and III of 1915)	...	1	...	1	1	1	...	1	...	...
Forests Act, VII of 1878 (amended by Acts V of 1890, XII of 1891, V of 1901, XV of 1911, X of 1914 and I of 1918)	1	8	1	8	9	15	1	13	1	...
Gaming and Lotteries Act, III of 1867, (amended by Act XVII of 1914) ...	1	118	1	117	118	640	105	520	...	15
Hackney Carriages Act, XIV of 1879...	3	1,488	3	1,451	1,457	1,473	151	1,312	7	3
India Defence Act, IV of 1915 ...	...	2	...	2	2	2	1	1	...	...
Income Tax Act, VII of 1918 (amended by Act IV of 1919)	9	84	9	76	85	89	21	67	1	...

IMPERIAL RETURN No. II—(CRIMINAL)—*(concluded).*

Statement of offences reported and persons tried, convicted and acquitted of each class of offence in the Province of Oudh, during the year 1919—(concluded).

Description of each offence.	Number of offences—		Number of cases found true of offences reported—		Number of cases brought to trial during the year.	Number of persons—				
	Reported in and pending from the previous year.	Reported during the current year.	Previous year.	Current year.		Under trial during the year, including pending from the previous year.	Acquitted or discharged.	Convicted.	Died, escaped or transferred to another province.	Remaining under trial.
1	2*a*	2*b*	3*a*	3*b*	4	5	6	7	8	9
Special and Local Laws—(concluded).										
Indian Explosives Act, IV of 1884, (amended by Acts X of 1889, XII of 1891 and X of 1914)	...	1	...	1	1	1	...	1	...	...
Municipalities, Act II of 1916 (amended by Acts I of 1918, II and VI of 1919)	436	10,544	138	8,389	8,527	10,001	796	9,130	10	65
Motor Act, VIII of 1914 (amended by Act XIII of 1916)	...	28	...	27	27	41	3	37	...	1
Municipal Taxation Act, XI of 1881 (amended by Act X of 1914) ...	..	5	...	5	5	7	...	7	...	...
Opium Act, I of 1878 (amended by Acts IV of 1894 and XII of 1891) ...	1	74	1	73	74	81	8	72	1	...
Opium Cultivation Act, XIII of 1857 (amended by Acts I of 1903 and I of 1911)	...	1	...	1	1	1	1	..	...	...
Ordinance No. IX of 1914... ...	3	13	3	13	16	16	2	14	...	...
Petroleum Act, VIII of 1899 (amended by Acts XI of 1901 and X of 1914)...	...	10	...	9	9	11	4	7	..	...
Police, District—Act, V of 1861 (amended by Acts IX of 1871, XVI of 1874, X of 1882, III of 1888, VIII of 1895, I of 1903 and X of 1914) ...	5	4,117	4	4,059	4,064	5,835	339	5,479	6	11
Police Town Act, XX of 1856 ...	...	179	...	175	175	192	14	177	1	...
Police Road and Village Act, XVI of 1873	1	18	1	17	18	18	2	16	...	...
Post Office Act, VI of 1898 (amended by Acts XIII of 1898, II of 1903, III of 1912 and X of 1914) ...	...	5	...	5	8	5	2	3	...	...
Press Act, I of 1910	...	1	...	1	1	1	...	1	...	...
Prevention of Adulteration of Food and Drugs Act, VI of 1912	...	1	...	1	1	1	...	1	...	...
Railways Act, IX of 1890 (amended by Acts IX of 1896, XIII of 1898, X of 1914 and XVIII of 1919) ...	2	735	2	602	614	677	67	573	...	37
Salt and Saltpetre Act, XII of 1882, (amended by Acts XX of 1884 and XII of 1891)	...	24	...	23	23	25	3	22	...	...
Sanitation Act, II of 1892 (N.-W. P. and Oudh)	3	330	3	329	332	676	61	609	6	...
Stage Carriages Act, XVI of 1861 (amended by Acts XIV of 1870, XVI of 1876, I of 1898 and X of 1914) ...	...	378	...	360	331	456	86	369	...	1
Stamp Act, II of 1899 (amended by Acts VI of 1900, XV of 1904, V of 1906, VI of 1910, I of 1912, X of 1914, XIII of 1916 and XVIII of 1919)	8	285	5	268	274	304	15	285	2	2
Treasure Trove Act, VI of 1878 (amended by Acts XIII of 1891 and X of 1914)	...	2	...	2	2	15	1	14	...	...
Town Areas Act, II of 1914 ...	...	971	...	954	954	1,074	36	1,023	12	3
Vaccination Act, XIII of 1880 ...	...	92		76	76	76	75	...	1	...
Total under the Criminal Procedure Code and Special and Local Laws	1919	594	27,881	287	23,588	23,903	37,231	10,745	25,967	64	455
	1918	347	22,418	282	19,266	19,563	31,119	10,072	20,539	44	464
Grand Total ...	1919	1,142	61,322	771	46,992	48,683	93,536	52,087	38,727	181	2,541
	1918	1,010	52,387	897	39,823	41,396	81,204	48,409	30,469	168	2,158

JUDICIAL STATEMENT

Showing the general result of the trial of European

Description of offence.		Persons whose cases were disposed of—								
		By District Magistrates and other 1st Class Magistrates.				By Courts of Session.			By High Court.	
		Convicted.	Acquitted or discharged.	Committed— To Courts of Session.	Committed— To High Court.	Convicted.	Acquitted or discharged.	Transferred to High Court, under section 449 (2) of the Code.	Convicted.	Acquitted.
1		2	3	4	5	6	7	8	9	10
Right of private defence, Chapter IV and Offences against the Army and Navy, Chapter VII, Indian Penal Code.	Rioting as defined in section 147, Indian Penal Code, and right of private defence against deadly assault when there is risk of harm to innocent person as defined in section 106, Indian Penal Code.	4	...	...	...	...	...	...	...	...
Offences against the public health, safety, convenience, decency and morals, Chapter XIV, Indian Penal Code.	Rash driving or riding on a public way as defined in section 279, Indian Penal Code.	1	...	...	...	...	...	...	...	...
Offences affecting the human body, Chapter XVI, Indian Penal Code, and Criminal intimidation, insult and annoyance, Chapter XXII, Indian Penal Code.	Assault or criminal force to deter public servant from discharge of his duty as defined in section 353, Indian Penal Code, and intentional insult to provoke breach of the peace as defined in section 504, Indian Penal Code.	1	...	...	...	...	...	...	...	...
Offences against property, Chapter XVII, Indian Penal Code.	Theft as defined in section 379, Indian Penal Code.	...	1	...	...	...	...	...	...	...
	Theft by clerk or servant of property in possession of master as defined in section 381, dishonest mis-appropriation of property as defined in section 403, Criminal breach of trust as defined in section 406, and Criminal breach of trust by a clerk or servant as defined in section 408, Indian Penal Code.	...	1	...	...	...	...	...	...	...
	Criminal breach of trust as defined in section 406, Indian Penal Code.	1	...	...	...	...	...	...	...	...
	Cheating and dishonestly inducing delivery of property as defined in section 420, Indian Penal Code.	1	...	...	...	...	...	...	...	...
	Mischief as defined in section 426, Indian Penal Code.	...	1	...	...	...	...	...	...	...
	Mischief by killing or maiming animal of the value of ten rupees as defined in section 428, Indian Penal Code.	...	1	...	...	...	...	...	...	...
Offences against property, Chapter XVII, Indian Penal Code, and criminal intimidation, insult and annoyance, Chapter XXII, Indian Penal Code.	House trespass in order to commit offence punishable with imprisonment as defined in section 451, and intentional insult to provoke breach of the peace as defined in section 504, Indian Penal Code.	...	1	...	...	...	...	...	...	...
Offences relating to documents and to trade or property mark, Chapter XVII, Indian Penal Code.	Forgery for purpose of cheating as defined in section 468, Indian Penal Code.	2	...	...	...	...	...	...	...	...
Total ...	1919	10	5	...	...	...	...	...	...	...
	1918	4	5	...	...	...	...	...	...	...

No. II-A—(CRIMINAL).

British subjects in the Province of Oudh, during the year 1919.

Of the total number of persons shown in—

Total for all courts.		Columns 2 to 5.			Columns 6 to 8.		Columns 8 to 10.		Columns 11 and 12. Number whose cases were disposed of by-			
									Magistrates.		Sessions Judges.	
Convicted.	Acquitted or discharged.	Number who claimed to be tried by a mixed jury, section 451 (1) of the Code.	Number who did not so claim.	Number of those in column 13 whose cases were transferred under section 451 (9) of the Code.	Number who claimed to be tried by a mixed number of assessors, section 450 (2) of the Code	Number who did not so claim.	Number who claimed to be tried by a mixed jury, section 450 (1) of the Code.	Number who did not so claim.	Being European British subjects.	Other than European British subjects.	Being European British subjects.	Other than European British subjects.
11	12	13	14	15	16	17	18	19	20	21	22	23
4	...	...	4	...	...	...	...	...	4	...	...	...
1	...	...	1	...	...	...	...	...	1	...	...	...
1	...	...	1	...	...	...	...	...	1	...	...	...
...	1	...	1	...	...	...	...	...	1	...	...	...
...	1	...	1	...	...	...	...	...	1	...	...	...
1	...	...	1	...	...	...	...	...	1	...	...	...
1	...	...	1	...	...	...	...	...	1	...	...	...
...	1	...	1	...	...	...	...	...	1	...	...	...
...	1	...	1	...	...	...	...	...	1	...	...	...
...	1	...	1	...	...	...	...	...	1	...	...	...
2	...	...	2	...	...	...	...	...	2	...	...	...
10	5	..	15	...	...	...	...	...	13	...	...	...
4	5	...	9	...	...	...	...	...	9	...	...	...

IMPERIAL RETURN No. III—(CRIMINAL).

Miscellaneous proceedings under the Code of Criminal Procedure, in the province of Oudh, during the year 1919.

Nature of proceedings.	Total number of cases before the courts during the year.	Number of persons concerned.	Number of persons discharged.	Number of persons convicted.
1	2	3	4	5
1. Proceeding against witnesses under Chapter VI C, and Section 485 of Chapter XXXV.	43	58	42	16
2. Proceedings under Chapter VIII to prevent breach of the peace.	665	3,250	2,381	729
3. Proceedings under Chapter VIII, Security for good behaviour.	1,325	2,685	181	2,457
4. Proceedings against local Nuisances, Chapter X.	391	739	544	164
5. *Possession*, Chapter XII	272	810	694	73
6. Frivolous or vexatious accusations summarily dealt with under Chapter XX, Section 250.	129	136	6	130
7. Non-attendance of Jurors and Assessors, Chapter XXIII, Section 332.	33	33	28	5
8. Maintenance, Chapter XXXVI ...	728	730	633	80
9. Forfeiture of bail or recognizance, Chapter XLII.	257	344	172	156
10. Proceedings under Chapter XLVI, Section 563, against convicted offenders under Section 562.	25	28	11	17
Total ... 1919 ...	3,868	8,813	4,692	3,827
Total ... 1918 ..	3,841	8,937	4,093	4,551

IMPERIAL RETURN No. IV—(CRIMINAL).

Showing the general result of criminal trials in the tribunals of various classes in the Province of Oudh, during the year 1919.

Class of courts.	Total number of persons under trial.	Persons whose cases were disposed of— Died, escaped or transferred to another province.	Discharged or acquitted.	Convicted. On regular trial. Sentence passed.	Released on probation section, 562, Code of Criminal Procedure.	Youthful offenders dealt with under section 31, Act VIII of 1897. Discharged after admonition.	Youthful offenders dealt with under section 31, Act VIII of 1897. Delivered to parent or guardian.	Convicted. On summary trial. Sentence passed	Released on probation, section 562, Code of Criminal Procedure.	Youthful offenders dealt with under section 31, Act VIII of 1897. Discharged after admonition.	Youthful offenders dealt with under section 31, Act VIII of 1897. Delivered to parent or guardian.	Committed or referred.	Persons remaining under trial at the close of the year.	Number of cases disposed of during the year.	Average number of days during which each case lasted.	Number of witnesses examined.
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17
Subordinate Magistrates. Special Magistrates, section 14.	106	...	57	2	8	...	...	10	...	25	4	...	...	53	10·6	207
Honorary Magistrates sitting singly.	25,304	32	19,159	5,203	10	...	...	71	...	6	...	47	776	10,504	11	19,020
Stipendiary Magistrates sitting singly.	49,822	129	27,466	14,785	110	6	2	3,762	59	57	...	2,297	1,149	23,555	11·33	63,260
Benches of Magistrates.	17,822	17	4,670	5,139	...	...	...	7,756	...	7	...	...	233	12,681	5·1	5,629
District and Divisional Magistrates—Cases referred under sections 347/349 of the Code of Criminal Procedure.	314	..	19	224	35	1	...	23	1	...	...	8	3	234	2·62	...
Chief Magistrates of districts.	142	...	53	40	...	...	...	45	...	2	...	2	...	57	8·05	168
1919 ...	93,510	178	51,424	25,393	163	7	2	11,667	60	97	4	2,354	2,161	47,084	9·53	88,284
1918 ...	81,168	165	47,936	20,621	86	6	2	8,720	62	33	4	1,578	1,952	40,064	10·81	72,333
Sessions Judges. 1919 ...	2,380	3	663	1,334	...	...	...	...	...	...	..	...	380	746	48·7	8,243
1918 ...	1,614	3	473	932	...	...	...	...	...	...	...	..	206	600	42·2	6,144

IMPERIAL RETURN NO. V.—(CRIMINAL).

Showing punishments inflicted by the various criminal tribunals in the Province of Oudh, during the year 1919.

Class of courts.	Persons sentenced to—								Persons ordered to find or give security or recognizance to keep the peace or security for good behaviour.	Persons imprisoned in default of security for good behaviour.	Detail of punishment.																Number of boys whose sentences were commuted to detention in a Reformatory school.
				Imprisonment.							Fine.								Imprisonment.					Whipping.			
	Death.	Transportation.	Penal servitude.	Rigorous.	Simple.	Forfeiture of property.	Fine.	Whipping.			Rs. 10 and under.	Rs. 50 and under.	Rs. 100 and under.	Rs. 500 and under.	Rs. 1,000 and under.	Above Rs. 1,000.	Total amount of fines imposed during the year.	Total amount of fines realized during the year.	Amount paid by way of compensation.	Fifteen days and under.	Six months and under.	Two years and under.	Seven years and under.	Above 7 years.	Ten stripes.	Twenty stripes.	Thirty stripes.	
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29
Subordinate Magistrates.																	Rs.	Rs.	Rs.									
Special Magistrates under section 14.		...	...	2	...	...	2	8	12	...	2	...	...	...	...	..	12	10	...	...	1	1	...	...	7	1	...	...
Honorary Magistrates sitting singly.	...	...	...	1,251	156	...	3,968	39	188	85	3,368	574	22	4	..	...	26,838	24,419	2,031	331	900	261	...	...	13	21	5	...
Stipendiary Magistrates sitting singly.		...	...	5,316	255	...	10,291	614	3,175	2,385	8,589	1,514	139	43	6	...	95,889	77,708	10,528	677	3,283	3,996	...	...	173	368	73	4
Benches of Honorary Magistrates.	...	...	...	197	28	...	12,725	...	1	...	12,509	204	10	2	...	...	20,826	20,472	1,482	93	132	...	...	...	...	...	..	...
District and Divisional Magistrates—Cases referred under sections 347/349, Criminal Procedure Code.	...	...	..	92	5	...	38	115	36	...	19	18	1	..	..	...	392	2	...	13	45	39	...	...	46	60	9	...
Chief Magistrates of districts.	...	...	...	7	...	...	41	9	28	28	40	1	...	...	...	..	124	118	74	..	6	29	...	...	1	6	2	...
Courts of Session.	74	264	...	985	2	...	39	7	19	172	1	25	8	5	...	...	2,954	552	53	...	58	284	532	285	2	4	1	1
Total 1919 ...	74	264	...	7,850	446	...	27,104	792	3,459	2,670	24,528	2,336	180	54	6	...	1,47,035	1,23,281	14,168	1,114	4,425	4,610	532	285	242	460	90	5
Total 1918 ...	91	164	...	5,854	413	...	20,773	556	3,849	2,830	18,589	2,017	115	47	5	...	1,30,989	1,13,277	12,208	857	3,506	4,193	468	70	182	295	79	10

JUDICIAL STATEMENT No. VA—(CRIMINAL).

Showing the particulars of whippings inflicted by criminal tribunals in the Province of Oudh, during the year 1919.

PART I.

Showing whippings inflicted under sections 3 and 4, Act IV of 1919, *in lieu of other punishment.*

Offences for which awarded.	Number of persons awarded— 5 to 10 stripes.	11 to 20 stripes.	21 to 30 stripes.	Total.
1	2	3	4	5
In lieu of other punishments. (SECTIONS 3 AND 4, ACT IV OF 1909.)				
1. Theft as defined in Section 378, Indian Penal Code	113	201	22	336
" 380, "	31	60	17	108
" 382, "	...	1	3	4
2. Lurking house-trespass as defined in section 443, Indian Penal Code ...	8	28	5	41
3. Lurking house-trespass by night as defined in section 444, Indian Penal Code ...	26	63	29	118
4. House-breaking as defined in section 445, Indian Penal Code	8	14	2	24
5. House-breaking by night as defined in section 446, Indian Penal Code ...	15	42	10	67
6. Abetment or commission of, or attempt to commit, rape as defined in section 375, Indian Penal Code. ...	1	...	1	2
7. Compelling or inducing any person, by fear of bodily injury to submit to an unnatural offence, as defined in section 377, Indian Penal Code	1	1	...	2
8. Dacoity as defined in section 391, Indian Penal Code	...	...	1	1
On 1st conviction	199	408	88	695
On re-conviction	4	2	2	8
Total {1919 ...	203	410	90	703
{1918 ...	162	286	70	518

PART II.

Showing whippings inflicted in addition to other punishments under section 4, *Act IV of* 1909.

Offences for which awarded.	Number of persons awarded— 5 to 10 stripes.	11 to 20 stripes.	21 to 30 stripes.	Total.
1	2	3	4	5
In addition to other punishments. (SECTION 4.)				
1. Abetment or commission of, or attempt to commit, rape as defined in section 375, Indian Penal Code	...	1	...	1
2 Voluntarily causing hurt in committing or attempting to commit robbery as defined in section 390, Indian Penal Code ...	...	2	...	2
3. Lurking house-trespass or house-breaking in order to commit offence punishable with imprisonment as defined in section 454, Indian Penal Code	...	(a) 1	...	(a) 1
4. Lurking-house trespass or house-breaking by night in order to commit offence punishable with imprisonment after previous convictions as defined in sections 457 and 75, Indian Penal Code	...	(a) 1	...	(a) 1
Total {1919 ...	...	5	...	5
{1918 ...	2	2	9	13

(a) Sentences were passed in contravention of the law on the subject.

JUDICIAL STATEMENT No. V-A—(CRIMINAL).

PART III.

Showing whippings inflicted under section 5, Act IV of 1909, on juveniles, for offences other than those specified in parts I and II.

Offences.	Number of persons awarded.—		Total.
	5 to 10 stripes.	11 to 15 stripes.	
1	2	3	4
1. Resistence or obstruction by a person to his lawful apprehension as defined in section 224, Indian Penal Code ...	1	...	1
2. Voluntarily causing hurt by dangerous weapons or means as defined in section 324, Indian Penal Code	...	1	1
3. Act of endangering life or personal safety of others as defined in section 336, Indian Penal Code	1	...	1
4. Punishment for assault or criminal force otherwise than on grave and sudden provocation as defined in section 352, Indian Penal Code	...	1	1
5. Rape as defined in section 376, Indian Penal Code	...	1	1
6. Theft as defined in section 379, Indian Penal Code ...	9	22	31
7. Theft by clerk or servant of property in possession of master as defined in section 381, Indian Penal Code	4	1	5
8. Dishonest misappropriation of property as defined in section 403, Indian Penal Code	...	1	1
9. Criminal breach of trust as defined in section 406, Indian Penal Code	...	1	1
10. Stolen property as defined in section 410, Indian Penal Code	1	...	1
11. Dishonestly receiving stolen property as defined in section 411, Indian Penal Code	5	5	10
12. House-trespass after preparation for hurt, assault or wrongful restraint as defined in section 452, Indian Penal Code	1	...	1
13. Lurking house-trespass or house-breaking in order to commit offence punishable with imprisonment as defined in section 454, Indian Penal Code	8	8	16
14. House-trespass or house-breaking by night as defined in section 456, Indian Penal Code	1	...	1
15. Lurking house-trespass or house-breaking by night in order to commit offence punishable with imprisonment as defined in section 457, Indian Penal Code	5	4	9
16. Gaming and setting birds and animals to fight in public streets as defined in section 13 of Public Gambling Act (III of 1867)	1	...	1
17. Maliciously hurting or attempting to hurt persons travelling by railway as defined in section 127 of the Indian Railways Act (IX of 1890)	2	...	2
On first conviction ...	39	39	78
On re-conviction ...	...	6	6
Total {1919 ...	39	45	84
Total {1918 ...	18	7	25

JUDICIAL STATEMENT No. V-A—(CRIMINAL).

PART IV.

Showing relative number of times whipping was awarded as compared with other punishments

Punishments.	Number.
1	2
1. Total number of whippings awarded	792
2. Total number of other punishments in cases in which whipping might have been awarded	3,915
3. Total number of all punishments in cases in which whipping might have been awarded	4,707
4. Percentage of whippings on total number of all punishments (percentage of heading 1 on heading 3)...	16·83

IMPERIAL RETURN No. VI.—(CRIMINAL).

Showing the result of appeals and applications for revision in criminal cases in the province of Oudh, during the year 1919.

Tribunals.	Total number of appellants or applicants before the courts.	Number of persons.— Died, escaped or transferred to another province.	Appeals or applications rejected.	Sentences or orders confirmed.	Sentences enhanced.	Sentences reduced or otherwise altered.	Sentences reversed.	Proceedings quashed.	New trial or further enquiry ordered.	Referred for revision to High Court.	Pending trial.	Average number of days each appeal lasted.	Number of persons dealt with under— Section 106 (3), Code of Criminal Procedure.	Section 8, clause 2 of the Reformatory Schools Act.	Remarks.
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16
Appeals.															
To Chief Magistrates of districts.	1,992	29	50	1,129	5	165	516	...	17	...	81	16·57	...	...	
To Sessions Courts ...	2,072	...	972	602	4	136	266	...	18	...	74	13·98	...	...	
Superior Court. By persons convicted.	1,002	...	150	565	...	114	92	...	...	...	81	21·45	...	...	
Superior Court. By Government.	11	...		5	...	...	2	...	4	...	...	38	...	...	
Total ... 1919 ...	5,077	29	1,172	2,031	9	415	876	...	39	...	236	16·5	...	...	
Total ... 1918 ...	4,129	...	684	2,125	23	447	646	6	16	...	182	15·27	...	...	
Revisions.															Applications by complainants against accused.
By Chief Magistrates of districts	337	..	205	855	1	4	35	...	90	17	34	13·93	...	...	313 324 904
By Courts of Session ...	221	...	159	153	..	12	5	5	32	46	18	20·24	...	...	66 70 209
By Superior Courts ...	385	...	59	188	16	44	88	...	7	...	17	17·84	...	...	6 9 34
Total ... 1919 ...	943	...	423	1,196	17	60	128	5	129	63	69	16·28	...	...	385 403 1,147
Total ... 1918 ...	1,108	1	698	1,028	25	28	93	10	169	51	60	13·24	...	...	338 471 1,055

IMPERIAL RETURN No. XIII.—(CRIMINAL).

Showing use of jurors and assessors in the criminal courts of the province of Oudh, during the year 1919.

Classes of Courts in which jurors or assessor are employed.	Established or average number of jurors or assessors in each case and prescribed qualifications.	Number of accused persons in jury trials.				Number of accused persons in trial with assessors.			
		Tried.	As to whom the Judge—			Tried.	As to whom the Judge—		
			Approved of verdict.	Did not approve of verdict.	Made reference under section 307 of the Code of Criminal Procedure.		Agreed with all the assessors	Differed from one or more, but not from all the assessors.	Differed from all the assessors.
1	2	3	4	5	6	7	8	9	10
Sessions Judge, Lucknow	5 jurors, 2 or 3 assessors.	68	57	...	11	331	146	124	61
Do. Sitapur...	2 or 3 assessors.	...	...	...	...	629	429	98	102
Do. Hardoi...	do. ...	...	...	...	...	404	272	80	52
Do. Fyzabad	do. ...	...	...	...	...	88	68	13	7
Do. Gonda ...	do. ...	...	...	...	...	339	253	31	55
Do. Rae Bareli	do. ..	...	...	...	...	117	106	9	2
Total 1919 ...	...	68	57	...	11	1,908	1,274	355	279
Total 1918 ...	...	39	29	...	10	1,355	811	209	335

45066

NOTE

ON THE

ADMINISTRATION OF CRIMINAL JUSTICE

IN THE PROVINCE OF OUDH,

DURING THE CALENDAR YEAR ENDING 31ST DECEMBER, 1920.

WITH STATEMENTS.

ALLAHABAD:

PRINTED BY THE SUPERINTENDENT, GOVERNMENT PRESS, UNITED PROVINCES,

1921.

Price, 12 annas.

Agents for the sale of United Provinces Government publications.

IN ENGLAND.

Henry S. King & Co., 65, Cornhill, and 9 Pall Mall, London.

Constable & Co., 10, Orange Street, Leicester Square, London, W. C.

P. S. King & Son, 2 and 4, Great Smith Street, Westminister, London, S. W.

Kegan Paul, Trench, Trübner & Co., 68—74 Carter Lane, E. C., and 25, Museum Street, London, W. C.

Grindlay & Co., 54, Parliament Street, London, S. W.

Bernard Quaritch, 11, Grafton Street, New Bond Street, London, W.

B. H. Blackwell, 50 and 51, Broad Street, Oxford.

Deighton, Bell & Co., Limited, Cambridge.

T. Fisher Unwin, 1, Adelphi Terrace, London, W. C.

W. Thacker & Co., 2, Creed Lane, London, E. C.

Luzac & Co., 46, Great Russell Street, London, W. C.

William Wesley & Sons, 28, Essex Street, Strand, London.

ON THE CONTINENT.

Ernest Leroux, 28, Rue Bonaparte, Paris.

Martinus Nijhoff, The Hague, Holland.

IN INDIA.

Thacker, Spink & Co., Calcutta.

Newman & Co., Calcutta.

S. K. Lahiri & Co., Calcutta.

R. Cambray & Co., Calcutta.

Higginbotham & Co., Madras.

V. Kalyanarama Aiyar & Co., Madras.

G. A. Natesan & Co., Madras.

Thompson & Co., Madras.

S. Murthy & Co., Madras.

Temple & Co., Madras.

Cambridge & Co., Madras.

Thacker & Co., Limited, Bombay.

Messrs. Butterworth & Co., Ld. Booksellers, 6, Hastings Street, Calcutta.

Messrs. Wheeler & Co., 15, Elgin Road, Allahabad.

A. J. Combridge & Co., Bombay.

D. B. Taraporewalla, Sons & Co., Bombay.

Radhabai Atmaram Sagoon, Bombay.

Sunder Pandurang, Bombay.

Rai Sahaib M. Gulab Singh & Sons, Mufid-i-am Press, Lahore.

Superintendent, American Baptist Mission Press, Rangoon.

A. M. and J. Ferguson, Ceylon.

N. B. Mathur, Superintendent, Nazair Kanun Hind Press, Allahabad.

Proprietor, Newal Kishore Press, Lucknow.

Messrs. Students & Co., Cooch Bihar.

Ram Dayal Agarwala, Bookseller, 184, Katra Road, Allahabad.

Messrs Ram Krishna & Sons, Booksellers, Anarkali Street, Lahore.

The Secretary, North India Christian Tract and Book Society, 18, Clive Street, Allahabad.

V. H. Damle, Esqr., Proprietor, New Kitab Khana, Budhawar Chauka, Poona (city).

NOTE

ON THE

ADMINISTRATION OF CRIMINAL JUSTICE

IN THE PROVINCE OF OUDH,

DURING THE CALENDAR YEAR ENDING 31ST DECEMBER, 1920.

WITH STATEMENTS.

ALLAHABAD:

PRINTED BY THE SUPERINTENDENT, GOVERNMENT PRESS, UNITED PROVINCES,

1921.

Errata to Note on the Administration of Civil Justice in the Province of Oudh during the calendar year ending 31*st December*, 1920.

1. *Read* " Pandit " *for* " Pandtt " in the second line of paragraph 2, page 1.

2. *Substitute* " courts " *for* " court " in the sixth line of sub-paragraph 2 of paragraph 6, page 2.

3. *Read* "—8·8 " *for* "—88 " in the third line of sub-paragraph 3, paragraph 8, page 3.

4. *Substitute* "41 " *for* " 14" in the second line of sub-paragraph 2 of paragraph 9 at the top of page 4.

5. *Insert* " the " *between* ' on ' and ' appellate ' in the penultimate line of sub-paragraph 6, paragraph 12, page 5.

6. *Delete* the second " a " in " Lala " in the fourth line of sub-paragraph 3, paragraph 16, page 7.

7. *Substitute* " Bakhsh " *for* " Bikhsh " in the entry against no. 4 in column 1 of the table appended to paragraph 16 and *substitute* " e " *for* " i " in " Rai " in entry against no. 8 of the same table, page 7.

8. *Substitute* " Partabgarh " *for* " Patabgarh " in entry 3 of column 1 of the same table.

9. *For* " 1,0 5 " *read* " 1,035 " in column 5 against " Total 1920 " of Imperial Return no. VII, page 10.

10. *For* " 347·3 " *substitute* " 347·3 " in column 15 against " Chief Courts of districts " in Imperial Return no. IX, Part I, at page 11.

11. *For* " Cudh " *read* " Oudh " in the heading and *for* " 31,39 " *read* " 31,397 " in column 2 against " Small Cause Courts " of Imperial Return no. 11 at page 13.

12. *Add* 1919 in column 2 against the last line of Table B, page '2A' 1920 in column 2 against the *penultimate* line of Table B, page 2A.

13. *Substitute* " courts " *for* " Courte " in the heading of column 2 of Village Munsifs Annual Return No. III at page 2B.

Note on the Administration of Criminal Justice in the Province of Oudh, during the calendar year ending 31st December, 1920.

JUDICIAL STAFF.

1. The constitution and jurisdiction of original courts remained the same as in the previous year. The number of Subordinate Judges exercising powers of Assistant Sessions Judges including the two Subordinate Judges of Kheri and Sultanpur exercising these powers *ex-officio* was nine as in the preceding year. The Subordinate Judges of Lucknow and Bara Banki, though vested with such powers, were not given any criminal work. **Judicial Statement No. I.**

Of the two posts of the Sessions and Subordinate Judges, one at Sitapur and the other at Bahraich, the former was held by a member of provincial judicial service for the whole year and the latter for the first eight months, and thereafter by Mr. E. T. Thurston, I.C.S.

Out of the three Additional Sessions Judges posted at Lucknow, two had to devote their time chiefly to civil work.

OFFENCES REPORTED.

2. The year under report shows a marked decrease in the number of offences committed, the total number of all kinds of offences reported having declined by 6·16 *per cent.*, i.e., from 61,322 in 1919 to 57,547 in 1920, but as the decrease was confined entirely to offences under special and local laws, it does not represent any real diminution in crime. Offences under the Code of Criminal Procedure and other special and local laws show a decrease of 15·35 *per cent.*, the number being 23,599 as against 27,881 in the previous year; while offences under the Indian Penal Code increased by 1·52 *per cent.*, i. e., from 33,441 in 1919 to 33,948 in the present year. This increase is distributed over almost the whole province with the exception of Unao, Sitapur, Hardoi and Rae Bareli districts and the ratio of offences according to population is 1 to 370 persons as against 1 to 376 persons in the preceding year. **Judicial Statement No. II.**

3. *Indian Penal Code.*—In the class of offences affecting the human body, hurt (+1,599) criminal force and assault (+188) and wrongful restraint or confinement (+148) have chiefly contributed to the increase. A decrease is noticeable in cases of theft (−1,169), robbery and dacoity (−171), receiving and habitually dealing in stolen and plundered property (−116) and criminal trespass (−332).

The percentage of convictions in cases of hurt and assault works out as 9 and 7 respectively which is decidedly low and indicates a sparing use of section 203 of the Code of Criminal Procedure.

An analysis of district figures reveals the fact that Kheri and Partabgarh districts show the greatest increase namely (+359) and (+309), respectively in cases of hurt. Cases of criminal force and assault were more numerous in Sultanpur (+70), Kheri (+45), Sitapur and Partabgarh (+43 each) districts, while the most astounding increase in offences of wrongful restraint and confinement is found in Gonda where the number rose from 16 in 1919 to 185 in the present year.

Cases of theft have decreased generally everywhere except in Bara Banki, while in Partabgarh the number remained the same as in the previous year. The figures in other districts vary considerably. The decrease is most noticeable in Hardoi where the number dropped by 270 cases as against an increase of 281 cases in 1919. In Sitapur also there is a decrease of 224 cases in the year under review against an increase of 221 in the preceding year.

Offences of receiving stolen property show a drop from 552 to 436 in the year under report.

It is gratifying to note that offences affecting human life decreased from 381 to 364 in the present year. The decrease is particularly noticeable in the Gonda and Rae Bareli districts where the number of cases dropped by 19 and 15

respectively. In three districts, Hardoi, Sitapur and Sultanpur, there is an increase of 8, 9 and 10, respectively. The result of the trial shows that in the majority of these cases the motive for the crime was jealousy or domestic differences between man and wife.

During the year under report there were five cases of offences against the State, two in Lucknow and two in Hardoi districts. The one reported in Gonda was returned as untrue.

Cases of robbery and dacoity decreased by 171 during the year as compared with the previous year. The decrease is most prominent in Kheri (—40), Hardoi (—38), Gonda (—26) and Bahraich (—19) after the continuous rise since 1917 as will appear from this table :—

	Kheri.	Hardoi.	Gonda.	Bahraich.
1917	27	24	37	22
1918	46	48	51	23
1919	59	79	61	49
1920	19	41	35	30

In Unao and Sultanpur districts the number decreased by nearly one-half of the previous year's figures and in Fyzabad by two-thirds. In Rae Bareli district it declined from 32 to 9. It is, however, worth noting that there has been a steady increase in such offences in the Lucknow district since 1917 as will be evident from the following figures, for which no reasons are assigned :—

1917	13
1918	25
1919	33
1920	40

There is a slight increase under rape and unnatural offences, namely of 27 and 7 respectively. The largest increase in the former is found in Rae Bareli (25).

Offences relating to marriage increased almost everywhere but very strikingly in Sitapur (+88), Lucknow (+62), and Kheri (+61).

4. *Special and Local Laws.*—The number of offences reported under special and local laws was the highest (27,881) in 1919 as compared with the figures of the previous ten years. The number has, however, come down to 23,599 during the year under review. The decrease has occurred chiefly in offences under the Municipalities Act, Hackney Carriages Act and the Police (District) Act.

The number of offences under the Town Areas Act fell from 1,150 (i.e. 971 under Town Areas Act and 179 under Town Police Act) in 1919 to 820 in the year under review. Out of these the Sitapur district alone is responsible for as many as 647 as against 929 last year.

The Town Police Act of 1856 was repealed for the United Provinces by section 41 of the Town Areas Act in 1914, but in preparing the annual statements this fact was overlooked in previous years, and offences, which should have been shown under the Town Areas Act, were entered under the heading of the old repealed Act.

Necessary instructions have now been issued to District Magistrates to guard against a repetition of this mistake in future.

Offences under the Criminal Tribes Act also decreased by 234.

Offences under the Railways Act decreased from 735 to 501 and Lucknow alone is responsible for the decrease of 369 cases.

The increase in offences under the Cattle Trespass Act is maintained, the total for the province having risen by 293.

The percentage of cases found false remained practically the same as in the previous year, both under the Indian Penal Code and under special and local laws. It was 30·91 as against 30·01 in the former and 15·14 as against 15·4 in the latter. Eighty-one *per cent.* of the persons dealt with under the former Code and 39 *per cent.* of those dealt with under the latter were discharged or acquitted.

Judicial Statement No. IIA.

5. Eleven European British subjects were tried during the year as against 15 in the previous year. Out of these six were convicted by Magistrates and three acquitted. Of the two persons committed to Sessions Court one was acquitted and the other charged under section 380, Indian Penal Code, was sent to High Court under section 449 (2) of the Code of Criminal Procedure and was convicted.

PROCEEDINGS UNDER THE CODE OF CRIMINAL PROCEDURE.

6. *Proceedings for keeping the peace.*—The number of proceedings under Chapter VIII to prevent the breach of peace increased from 665 in 1919 to 837 in the year under review. The number of persons involved also increased from 3,250 to 4,625 The percentage of persons against whom the proceedings were successful was 27 as against 23 in the previous year. The increase in the number of these proceedings is explained by the rise in cases of assault and hurt as noticed above. **Judicial Statement No. III.**

Proceedings for good behaviour.—Proceedings demanding security for good behaviour were taken against 1,627 persons. Excluding 107 persons whose cases remained pending at the end of the year, the proceedings resulted in 88 *per cent.* of the persons being bound over as against 93 *per cent.* in the previous year.

The decrease in the number of offences against property appears to be due to more vigorous and careful action taken under the bad livelihood sections in the preceding year.

Application of section 250 *of Criminal Procedure Code.*—As pointed out in the last year's report, further improvement appears to have been made in dealing with frivolous and vexatious accusations under this section, the amount of compensation awarded having risen from Rs. 1,814-10-0 to Rs. 2,149-8-0, 151 as against 130 persons were convicted. The remarks made last year on this point still hold good. When cases are dismissed under section 203, Criminal Procedure Code, section 250 cannot be made use of but there is, no doubt, much truth in the remark of the District Magistrate of Sitapur that Magistrates are often averse to using this section for fear of its entailing unavoidable work.

JUDICIAL BUSINESS.

7. The total number of cases for trial before the Courts of Magistrates during the year was 44,397, involving 92,201 persons as against 48,032 cases involving 93,510 persons in the previous year, thus showing a decrease of a little over 7½ *per cent.* in the number of cases and 1·4 *per cent.* in the number of persons. The disposals declined practically to the same extent, i.e., from 47,084 to 43,568 cases. The percentage of decisions remained much the same as in the previous year, i.e., 98. The average duration per case—9·11—was the smallest for the last six years. The percentage of convictions dropped from 41 to 33; in 1918 it was 37. The number of cases which were decided after a pendency of more than six weeks was 1,045 as against 1,148. The largest increase was in Sitapur (215), Fyzabad (141), Hardoi (131) and Unao (119). **Judicial Statement No. IV. Magistrates.**

8. *Stipendiary courts.*—These courts, which do not include courts of District Magistrates, had before them for trial 49,764 persons involved in 22,856 cases as against 49,822 accused in 24,091 cases in the preceding year. The percentage of trials remained the same, i.e., 98 in both the years, but the percentage of convictions has varied. Out of the 98 *per cent.* of persons tried 34 *per cent.* were convicted in the year under report against 39 *per cent.* in 1919. The number of witnesses examined by these courts also declined from 63,260 to 50,422 this year. The decrease in the average duration per case from 11 to 9 days is satisfactory.

9. *Honorary Magistrates.*—The year is remarkable for the large number of casualties that occurred during the period. Twelve Honorary Magistrates died and 15 Honorary Magistrates ceased to hold their appointments. Twenty-seven new Honorary Magistrates were appointed. **Honorary Magistrates and Benches.**

The Courts of Honorary Magistrates sitting singly have justified their appointment by rendering a good deal of help to the stipendiary courts. The number of cases and persons that came up before them for trial is in excess of the previous year's figures by 687 and 2,937 respectively. The number of witnesses examined decreased by 2,376. Out of the persons tried, 18 *per cent.* as against 22 *per cent.* in 1919 were convicted. These figures indicate that sufficient use is not made of section 203, Criminal Procedure Code.

The average number of days occupied in dealing with the aforesaid cases was 10 days per case as against 11 in the previous year.

The following Honorary Magistrates decided the largest number of cases:—

	Names of Honorary Magistrates.	Number of cases decided.	Average number of days during which each case lasted.
1.	Thakur Puran Singh (Sitapur)	497	2·4
2.	Rai Ganga Bakhsh Singh Bahadur (Gonda)	335	6·04
3.	Munshi Bechu Khan, Khan Saheb (Sultanpur) ...	313	9·4
4.	Raja Amarpal Singh (Partabgarh)	288	11·05
5.	Bhaya Bir Indra Kant Singh (Bahraich)	276	9·59
6.	Babu Lachhmi Prasad Singh (Fyzabad)	250	12·9
7.	Shaikh Abdurrahim (Sultanpur)	241	11·43
8.	Bhaya Mahraj Bakhsh Singh (Bahraich)	237	11·19
9.	Saiyid Razi Khan Saheb (Sitapur)	213	20·7
10.	Sirdar Mujibulrahman Khan (Kheri)	204	2·05
11.	Lala Prag Narayan (Sitapur)	202	6·7

The results in the court of Thakur Puran Singh call for special commendation. Not only has he disposed of more work than any other Honorary Magistrate, but he has also done it with a minimum of delay.

10. *Benches.*—The Benches of Honorary Magistrates tried 9,830 cases involving 13,770 persons and examined 5,060 witnesses. Compared with the figures of the previous year, there is a decrease of 2,851, 3,819, and 569 respectively. The percentage of convictions fell by 14 but the average duration per case remained the same.

The fact that out of 8,085 persons convicted, 3,946 were dealt with summarily goes to show that the cases tried were of a trivial nature. The average duration per case works out at five days.

The Lucknow Bench again appears to have exercised summary powers very freely and the Rae Bareli Bench has followed suit this year.

11. *Application of section* 562, *Criminal Procedure Code.*—The number of first offenders under this head declined from 223 in the preceding year to 157. The decrease is most conspicuous in Fyzabad (11 against 52 last year.) Youthful offenders dealt with under section 31 of Act VIII of 1897 were 71 as against 110. No reason for this decrease is suggested in any of the district reports.

Sessions Courts.

12. With an increase in the number of persons tried under the Indian Penal Code an increase in the number of persons committed to Sessions Courts would have been a logical sequence. But owing to a substantial decrease in the number of graver offences, the commitments show a falling off from 2,179 to 1,257 in the present year.

The Sessions Courts had before them 725 cases, in which 1,681 persons were placed on their trial during the year. Six hundred and twenty cases involving 1,385 persons were actually disposed of during the year and 6,504 witnesses were examined. The convictions amount to 62 *per cent.* It may, however, be noted that in spite of the reduced amount of work the average duration per case remained practically the same as it was last year, i.e., 48 days.

I regard this as one of the most unsatisfactory features in the year's working. Justice delayed too often means justice denied, and this applies particularly to sessions trials where witnesses are liable to be intimidated or won over or to break down in cross-examination through sheer failure of memory. As the subjoined table shows, the average duration has increased by nearly fifty *per cent.* since 1916.

1920	48·34.
1919	48·7
1918	42·2
1917	38·33
1916	33·67

The delay was greatest in Gonda with a duration of 60·9. In the Court of the Sessions and Subordinate Judge of Bahraich it was as high as 70 days.

The first Additional Sessions Judge, Lucknow, who was almost wholly occupied with criminal work, disposed of a large number of cases (115 cases, 243 persons), the Sessions Judge of Hardoi tried 58 cases against 170 persons, Sitapur

66 cases against 155 persons and Gonda 61 cases against 106 persons. The Sessions and Subordinate Judges of Bahraich and Sitapur disposed of 67 cases of 230 persons and 64 cases of 123 persons, respectively.

No action under section 565, Criminal Procedure Code, appears to have been taken by the Sessions Judges of Sitapur and Hardoi.

PUNISHMENTS.

13. A decrease in the number of graver offences has affected the number of sentences passed by the Courts of Sessions Judges. Fifty-one persons were sentenced to death and 87 to transportation for life as against 74 and 217 respectively in the preceding year. **Judicial Statement No. V.**

SOLITARY CONFINEMENT.

Magistrates.—The same reason holds good in the case of solitary confinement. Thirteen *per cent.* of the persons convicted were awarded solitary confinement by Magistrates as against 19 in the previous year. The districts where this form of punishment was resorted to on a larger scale are Bahraich and Kheri showing a percentage of 31 and 25 respectively. In Bara Banki, Sitapur, Sultanpur, Unao, Hardoi and Gonda the percentage ranged between 14 and 11; while in Rae Bareli, Lucknow, Partabgarh and Fyzabad it varied from 6 to 9. In the Partabgarh district a Tahsildar Magistrate of the 3rd Class exceeded his powers by awarding a sentence of solitary confinement. The fact was brought to the notice of the District Magistrate and the Magistrate concerned was warned.

Sessions Courts.—The number of persons against whom the sentence of solitary confinement was passed by the Sessions Court exceeded the figures of the previous year by 2 *per cent.* (17 *per cent.* against 15 *per cent.*)

The highest percentage was reached in the Court of the 2nd Additional Sessions Judge, Lucknow, where 90 *per cent.* of the persons convicted were sentenced to solitary confinement.

FINES.

14. *Magistrates.*—The amount of fine imposed on 22,882 persons as against 27,065 in 1919 dropped by 2·69 *per cent.* but the average per head shows a slight increase, Rs. 5 to Rs. 6, in this year. This is due to the large number of petty cases of hurt and assault in which such form of punishment was considered suitable. It is satisfactory to note that the amount of fines realized during the year including the amount outstanding from the previous year increased by 4·76 *per cent.* The proportion of the fines realized to the amount imposed increased from 85 to 92 *per cent.* **Table D.**

Sessions Courts.—The amount of fines imposed in these courts during the year was more than double of the amount in the previous year, and the amount realized was more than six times the amount in the previous year.

JUVENILE OFFENDERS.

15. The primary object in dealing with juvenile offenders in the manner laid down in the resolution referred to in paragraph 12 of the last year's report, is to wean them from evil by sympathetic treatment which may have a salutary influence on them. How far this object has been achieved is not apparent from the district reports, all of which are silent on this point. The reports of Unao, Kheri, Sultanpur and Rae Bareli districts do not say whether assistance from non-official members was taken or not as suggested in paragraph 6 of the resolution. In Bara Banki and Fyzabad no such assistance could be secured. In Fyzabad two Honorary Magistrates were selected to attend these trials but failed to do so.

In Kheri and Bahraich most of the juvenile offenders were tried in open court which is against the spirit of the resolution. The reason assigned by the District Magistrate of Bahraich is that the offenders were low-caste people, while the former gives no reason at all. Trial in *camera* is one of the essential features of the system devised for producing a reformative effect on the offenders and the provision must be carefully adhered to. Rules regarding segregation from other criminals and arrest by officers in plain clothes were, however, observed. Cases were speedily disposed of. The reports of Unao and Gonda districts are very meagre. The report of the Lucknow district is much fuller and shows that the instructions laid down in the resolution were duly observed.

In addition to the juvenile offenders dealt with under section 562, Criminal Procedure Code, and section 31 of the Reformatory Schools Act on whom a disciplinary punishment was inflicted, 10 were sent to Reformatory School and two to the jail for juveniles at Bareilly, while others were fined or imprisoned according to the circumstances of the case.

WHIPPING.

Judicial Statement No. V-A, Part IV.

16. The number of persons sentenced to whipping decreased considerably from 792 in the previous year to 412 in the year under report. This is the lowest figure yet recorded.

In fact there has been a steady decrease in this form of punishment during the last twelve years. In the decade from 1901 to 1910 the number of whippings inflicted was usually between 1,500 and 2,000 and in one year it exceeded the latter figure. In 1910 it fell for the first time below 1,000. Since then the number has never exceeded 900 and in three of the past four years it has been below 600. These figures reflect a change in public opinion as to the suitability of whipping as a punishment for petty thefts and kindred offences when committed by adults, to which effect was given in G. O. no. 3480/VI—803, of 1st July, 1920. That G. O. is no doubt the main cause of the further drop in the number of whippings in the year under report.

The percentage of whipping to total number of punishments in which whipping might have been awarded has declined from 16·83 to 13·97.

APPEALS.

Judicial Statement No. VI. Table B.

17. The number of appeals in which the validity of the orders of the first court was impeached before Magistrates empowered to hear such appeals, rose by nearly 7 *per cent.* as compared with the previous year. In the Sessions Court, the number decreased by 30 *per cent.* The number of appellants in whose cases appealable sentences were passed dropped by 15.65. Sixty *per cent.* of the appellants were unsuccessful in the Courts of Magistrates as against 61 *per cent.* in the previous year and 75 *per cent.* in the Courts of Sessions Judges as against 79 *per cent.* in the previous year.

The largest number of appeals were disposed of by the Sessions Judge of Lucknow (291). The Sessions Judges of Hardoi and Fyzabad decided 226 and 146 appeals and the 3rd Additional Sessions Judge, Lucknow, 137.

REVISION.

The number of applications for revision coming on before the Courts of Magistrates and Sessions Judges increased by 4·8 *per cent.* in the former and by 18·5 *per cent.* in the latter as compared with the figures of the previous year. Eighty-three *per cent.* of the applications in Sessions Courts and 59 *per cent.* in Magistrates' Courts were entirely infructuous. The largest number of applications were disposed of by Sessions Judges of Lucknow (39), Sitapur (34), Fyzabad (33) and Hardoi (32). The District Magistrate of Lucknow remarks that many of these applications are really appeals from acquittals and admit of being disposed of at once.

Judicial Commissioner's Court.

18. The number of appeals filed in this court during the year, namely, 527, is far below the figures for 1919, which was 883, but is higher than that of any previous year since 1914, when it was 572. Including 81 appeals pending from last year the number of appeals for disposal during the year was 608, out of which 577 were decided. Seventy-four *per cent.* of the appellants were wholly unsuccessful. In the case of 26 *per cent.* of the appellants the orders of the Courts below were interfered with. In half of these, i.e., 13 *per cent.* the appellants were entirely successful.

One appeal was filed by the Government against the order of acquittal of three persons by the Assistant Sessions Judge of Sultanpur on a charge under section 304, Indian Penal Code. It was filed within a period of three months from the date of the lower court's order as provided by G. O no. 4784/VI—726, dated 3rd October, 1918. As it was filed on 29th November, 1920, it could not be taken up during the year.

In the year under report, only 33 cases as against 56, in the previous year were referred to this Court for confirmation of capital sentences passed on 52

persons by the Sessions Judges. Including four accused in a case pending from previous year the total number of persons for trial was 56. Out of these 33 persons were allowed to undergo the extreme penalty of the law; against five the sentence of death was commuted to one of transportation for life and against two to one of rigorous imprisonment. Fourteen persons were acquitted. The cases of two accused remained pending at the close of the year.

One of the cases disposed of was that in which three persons were accused of the murder of Mr. Willoughby, I.C.S., the District Officer of Kheri. The sentence of death passed on them was confirmed by this Court.

In 18 cases counsel were engaged at the expense of Government to defend accused persons charged with murder.

Revision.—There were 259 applications for revision including 10 of the previous year before the Court for disposal. Out of these 246 applications were disposed of including seven cases referred under section 307, Code of Criminal Procedure by the Sessions Courts at Lucknow.

WITNESSES.

19. *Magistrates.*—The total number of witnesses who attended the Courts to give evidence dropped by 17 *per cent.* from the previous year and a similar decrease occurred in the number of persons actually examined. The percentage of witnesses discharged after examination remained nearly the same as in previous year, i.e. 82 as against 83 in the previous year. Seventy-seven *per cent.* of the witnesses were discharged with or without examination on the 1st day and 8 *per cent.* on the 2nd day as against 77, and 10 *per cent.* respectively in the preceding year. **Table C.**

Out of the witnesses attending the Courts 40 as against 50 *per cent.* in the previous year were dieted, the average cost, however, increased from Rs. 1-2-3 to Re. 1-4-6, i.e., by Re. 0-2-3 per witness.

Sessions Courts.—There is a decrease of 23 *per cent.* in the number of witnesses summoned to give evidence during the year under report as compared with the number in the previous year and of 21 *per cent.* in the number actually examined. But the percentage of witnesses examined out of total number for examination increased by 2. Out of the total number of witnesses summoned, the number of witnesses discharged with or without examination on the 1st and after the 2nd day dropped from 52 to 50 *per cent.* in the former and from 22 to 21 *per cent.* in the latter case.

Seventy-six as against 79 *per cent.* of the witnesses were paid diet money at an average cost of Re. 1-6-8 per witness as against Re. 1-9-4 in 1919.

GENERAL REMARKS.

20. I regret the delay in submitting this report, which is due to the discovery, when the report was nearly complete, of certain errors in the figures received from the districts.

LUCKNOW: S. R. DANIELS,

Dated the 25th August, 1920. *Judicial Commissioner of Oudh.*

ACCOMPANIMENTS.

Imperial Returns Nos. I, II, II-A, III, IV, V, VA, in four parts, VI and XIII, and Provincial tables A, B, C, D, E and F.

[Maximum number of pages of the report (excluding statistics), as fixed by the Government of India—10.]

IMPERIAL RETURN No. I—(CRIMINAL).

Showing the number of judicial divisions and the number of officers exercising original and appellate jurisdiction in the province of Oudh during the year 1920.

Name of province.	Area.	Population.	Number of divisions for courts under chief courts, but superior to chief courts of districts.	Number of districts.	Judges of chief courts of province.	Total number of officers exercising original or appellate jurisdiction.				Total number of cases decided.				Total receipts of the courts.	Total charges of the courts	Remarks.		
						Judges of other courts superior to chief district courts.	Judges of chief courts of districts.	Judges of district courts other than chief courts.	Judges of other subordinate courts.	Original.		Appellate.						
										Regular.	Miscellaneous.	Regular.	Miscellaneous.					
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17		
														Rs.	Rs.	Grades of judicial officers.	Europeans.	Indians.
Territory 1920 subject to the Judicial Commissioner of Oudh.	24,158 sq. m.	1,25,58,004	6	12	3	20	12	88	277	44,188	3,598	2,776	933	24,49,500	35,01,357	Officers exercising both original and appellate jurisdiction. — Judicial Commissioners ..	2	1
																Officers exercising both original and appellate jurisdiction. — District and Sessions Judges ..	4	2
																Officers exercising both original and appellate jurisdiction. — Additional Sessions Judges ..	1	2
																Officers exercising both original and appellate jurisdiction. — Sessions and Subordinate Judges	1	1
																Officers exercising both original and appellate jurisdiction. — District Magistrates ...	12	...
																Officers exercising both original and appellate jurisdiction. — Deputy Magistrates ..	...	9
																Officers exercising both original and appellate jurisdiction. — City Magistrate	1	...
																Officers exercising original jurisdiction only. — Assistant Sessions Judges ..	..	2
																Officers exercising original jurisdiction only. — Subordinate Judges with powers of Assistant Sessions Judges	...	7
																Officers exercising original jurisdiction only. — Assistant Commissioners ...	3	1
																Officers exercising original jurisdiction only. — Cantonment Magistrates	2	1
																Officers exercising original jurisdiction only. — Deputy Magistrates ...	...	71
																Officers exercising original jurisdiction only. — Tahsildars ...	...	42
																Officers exercising original jurisdiction only. — Honorary Magistrates ...	4	231
Total for 1919.	24,158 sq. m.	1,25,58,004	6	12	3	20	12	95	280	47,830	3,841	3,516	877	22,83,625	28,21,154			

For Home and Agricultural departments.	*Europeans.*	*Indians.*
Judicial Commissioners	2	1
District and Sessions Judges	4	2
Additional Sessions Judges	1	2
Sessions and Subordinate Judges ...	1	1
Assistant Sessions Judges	...	9
District Magistrates	12	...

For Home and Agricultural departments.	*Europeans.*	*Indians.*
City Magistrates	1	..
Assistant Commissioners	3	1
Cantonment Magistrates	2	1
Deputy Magistrates	...	80
Tahsildars	...	42
Honorary Magistrates ...	4	231

IMPERIAL RETURN No. II.—(CRIMINAL).

Statement of offences reported and persons tried, convicted and acquitted of each class of offence in the province of Oudh, during the year 1920.

Description of each offnce.	Number of offences—		Number of cases found true of offences reported—		Number of cases brought to trial during the year.	Number of persons—				
	Reported in and pending from the previous year.	Reported during the current year.	Previous year.	Current year.		Under trial during the year, including pending from the previous year.	Acquitted or discharged.	Convicted.	Died, escaped or transferred to another provience.	Remaining under trial.
1	2(a)	2(b)	3(a)	3 b)	4	5	6	7	8	9
Indian Penal Code.										
Offences against the State, Chapter VI	...	5	...	4	4	6	...	6	...	...
Offences relating to Army and Navy, Chapter VII	...	3	...	2	2	3	3	...	...	...
Offences against the public tranquillity, Chapter VIII	20	467	19	346	372	2,424	1,229	984	22	189
Offences by or relating to public servants, Chapter IX	4	102	4	51	56	74	36	37	1	...
Contempt of the lawful authority of public servants, Chapter X ...	9	738	9	658	664	902	315	533	11	43
False evidence and offences against public justice, Chapter XI ...	6	216	6	156	169	236	95	128	2	11
Offences relating to coins and Government stamps, Chapter XII ...	...	15	...	13	18	17	1	14	...	2
Offences relating to weights and measures, Chapter XIII	...	36	...	31	31	43	18	25	...	...
Offences affecting the public health, safety, convenience, decency and morals, Chapter XIV ...	...	175	...	160	160	468	133	333	1	1
Offences relating to religion, Chapter XV	2	65	1	32	33	103	73	25	1	4
Offences affecting the human body, Chapter XVI. — Offences affecting life ...	18	364	18	325	599	848	311	383	7	147
Causing of miscarriage, injuries to unborn children, and exposure of infants and the concealment of births ...	2	39	2	30	38	35	8	22	...	5
Hurt	194	12,731	183	9,705	9,939	26,368	23,338	2,447	21	562
Wrongful restraint and wrongful confinement ...	5	430	5	132	140	378	301	58	4	15
Criminal force and assault ...	36	2,072	34	1,462	1,498	4,134	3,738	298	2	96
Kidnapping, forcible abduction, slavery and forced labour ...	5	240	3	100	119	223	158	57	2	6
Rape	...	87	...	47	79	120	56	60	...	4
Unnatural offence ...	...	17	...	13	15	13	1	10	...	2
Offences against property, Chapter XVII. — Theft	81	3,338	74	2,538	2,689	4,841	2,633	2,042	30	136
Extortion	6	271	5	84	90	205	167	35	...	3
Robbery and dacoity ...	17	259	15	125	259	789	370	310	13	96
Criminal misappropriation of property	1	178	1	123	125	270	253	16	...	1
Criminal breach of trust	15	701	7	364	386	458	339	99	5	15
Receiving or habitually dealing in stolen or plundered property	10	436	10	391	451	525	115	390	4	16
Cheating	13	731	10	342	363	615	402	178	6	29
Fraudulent deeds or disposition of property	...	37	...	11	11	28	9	17	...	2
Mischief	38	1,606	36	1,101	1,149	3,093	2,712	289	2	90
Criminal trespass ..	71	4,871	69	3,502	3,653	8,810	6,916	1,579	22	293
Offences relating to documents and to trade or property mark, Chapter XVIII	...	107	...	32	42	44	16	20	1	7
Criminal breach of contract of service, Chapter XIX	...	25	...	5	5	6	6	...	...	...
Offences relating to marriage, Chapter XX	25	2,183	15	1,002	1,020	1,782	1,603	101	10	68
Defamation, Chapter XXI ...	3	584	2	218	221	466	428	30	...	8
Criminal intimidation, insult and annoyance, Chapter XXII ...	11	819	11	350	361	896	824	36	1	35
Total under the Indial Penal Code. 1920	592	33,948	539	23,455	24,761	59,223	46,607	10,562	168	1,886
1919	548	33,441	484	23,404	24,780	56,305	41,342	12,760	117	2,086

IMPERIAL RETURN No. II—(CRIMINAL)—(*continued*).

Statement of offences reported and persons tried, convicted and acquitted of each class of offence in the province of Oudh, during the year 1920—(continued).

Description of each offence.	Number of offences—		Number of cases found true of offences reported—		Number of cases brought to trial during the year.	Number of persons—				
	Reported in and pending from the previous year.	Reported during the current year.	Previous year.	Current year.		Under trial during the year, including pending from the previous year.	Acquitted or discharged.	Convicted.	Died, escaped or transferred to another province.	Remaining under trial
1	2*a*	2*b*	3*a*	3*b*	4	5	6	7	8	9
Code of Criminal Procedure.										
Sections 107, 112 to 119—Security for keeping the peace	27	2,030	23	746	670	4,550	3,255	1,133	1	161
Sections 109, 110, 112 to 119—Security for good behaviour	21	901	20	858	878	1,627	171	1,345	4	107
Special and Local Laws.										
Arms Act XI of 1878 (amended by Acts XII of 1891 and XX of 1919) ...	1	35	1	33	35	34	5	28	1	...
Army Act of British Parliament in accordance with the Army (Annual) Act [48 and 49, Victoria, Chapter VIII, section (2) with amendments made down to the end of sessions 5 and 6, Geo. 5]	...	1	...	1	1	1	...	1	...	...
Canals, Drainage and Embankments Act VIII of 1873 (amended by Acts XII of 1873, XVI of 1874, XII of 1891, XVI of 1899 and XVII of 1914)	...	1	...	1	1	1	1	...	...	...
Cantonments Act XV of 1910 (amended by Acts X of 1914, XVIII and XXII of 1919)	...	419	...	390	393	626	232	394	...	...
Cattle Trespass Act I of 1871 (amended by Acts I of 1891 and X of 1914)	32	3,360	32	2,762	2,800	8,309	6,997	1,180	4	128
(Contract workmen) Breaches of contract Act XIII of 1859 (amended by Acts XVI of 1874 and XII of 1920)	...	8	...	1	1	7	...	...	...	7
Court Fees Act VII of 1870 (amended by Acts XIV and XX of 1870, VIII of 1871, XV of 1872, XIII of 1875, VI, VII and XIII of 1889, VIII of 1890, XII of 1891, XI of 1899, X of 1901, VI of 1905, V of 1908, VII of 1910, XIV of 1911 and X and XVII of 1914, XXIV of 1917 and XVIII of 1919	...	19	...	19	19	19	2	17	...	...
Criminal Tribes Act III of 1911 (amended by Acts X of 1914 and XI of 1915)	27	763	27	664	687	755	96	629	24	6
Cruelty to Animals Act XI of 1890 (amended by Act XIV of 1917) ...	2	215	2	212	314	333	68	259	...	6
Electricity Act IX of 1910 (amended by Act X of 1914) ...	...	2	...	2	2	3	2	1	...	...
Excise Act IV of 1910 (amended by Acts III and X of 1914, I of 1915, and IV of 1919	1	441	1	394	393	465	71	389	2	3
Ferries Act XVII of 1879 (amended by Act III of 1886)	...	41	...	33	33	52	25	27	...	...
Foreigners Act III of 1864 (amended by Acts XII of 1891, X of 1914 and III of 1915)	...	3	...	3	3	3	2	1	...	...
Forests Acts VII of 1878 (amended by Acts V of 1890, XII of 1891, V of 1901, XV of 1911, X of 1914 and I of 1918)	...	10	...	10	10	30	2	25	...	3
Gaming and Lotteries Act III of 1867 (amended by Acts XVII of 1914 United Provinces Act I of 1917 and V of 1919)	3	134	3	132	135	811	185	618	2	6
Hackney Carriages Act XIV of 1879 (amended by Act XVII of 1914) ...	3	542	3	523	526	601	82	516		2

IMPERIAL RETURN No. II—(CRIMINAL)—*(concluded).*

Statement of offences reported and persons tried, convicted and acquitted of each class of offence in the province of Oudh, during the year 1920—*(concluded).*

Description of each offence.	Number of offences—		Number of cases found true of offences reported—		Number of cases brought to trial during the year.	Number of persons—				
	Reported in and pending from the previous year.	Reported during the current year.	Previous year.	Current year.		Under trial during the year, including pending from the previous year.	Acquitted or discharged.	Convicted.	Died, escaped or transferred to another province.	Remaining under trial.
1	2a	2b	3a	3b	4	5	6	7	8	9
Special and Local Laws—(concluded).										
Income Tax Act VII of 1918 (amended by Acts IV of 1919 and XVIII of 1919)	2	176	2	167	169	193	35	154	...	4
Indian Telegraph Act XIII of 1885 amended by Acts XI of 1888, VII and XIV of 1914)	...	1	...	1	1	1	1	...	...	...
Insolvency Act, Provincial,—V of 1920	...	2	...	2	2	2	...	2	...	...
Motor Vehicles Act VIII of 1914 (amended by Act XIII of 1916 and XXVII of 1920) ...	...	26	...	26	27	29	1	28	...	...
Municipalities Act II of 1916 (amended by Acts I of 1918, II and VI of 1919)	18	8,771	18	7,484	7,503	7,646	1,015	6,589	6	36
Municipal Taxation Act XI of 1881 (amended by Act X of 1914) ...	...	11	...	11	11	11	6	5	...	...
Opium Act I of 1878 (amended by Acts XII of 1891 and IV of 1894) ...	...	71	...	70	70	79	16	60	...	3
Opium Cultivation Act XIII of 1857 (amended by Acts I of 1903 and I of 1911)	...	12	...	12	12	34	1	33	...	...
Poisons Act XII of 1919	...	1	...	1	1	1	1	...	...	...
Police District Act V of 1861 (amended by Acts IX of 1871, XVI of 1874, X of 1882, III of 1888, VIII of 1895, I of 1903 and X of 1914)... ...	6	3,179	6	3,124	3,131	4,349	284	4,056	4	5
Police Village and Road Act XVI of 1873	...	10	...	9	9	9	1	8	...	...
Post Office Act VI of 1898 (amended by Acts XIII of 1898, II of 1903, III of 1912 and X of 1914)	...	3	...	3	5	4	2	1	...	1
Prisons Act IX of 1894 (amended by Acts XIII of 1910 and X of 1914) ...	...	2	...	2	2	2	...	2	...	...
Railways Act IX of 1890 (amended by Acts IX of 1896, XII of 1898, X of 1914 and XVIII of 1919) ...	8	501	8	466	510	564	71	490	...	3
Registration Act XVI of 1908 (amended by Act XV of 1917)	...	1	...	1	1	2	...	2	...	...
Salt and saltpetre Act XII of 1882 (amended by Acts XX of 1884 and XII of 1891)	...	25	...	25	25	33	2	31	...	...
Sanitation Act II of 1892 (N.-W. P. and Oudh)	...	391	...	389	389	599	45	553	1	...
Stage Carriages Act XVI of 1861 (amended by Acts XIV of 1870, XVI of 1876, I of 1898 and X of 1914) ...	1	342	1	336	337	375	52	321	...	2
Stamp Act II of 1899 (amended by Acts VI of 1900, XV of 1904, V of 1906, VI of 1910, I of 1912, X of 1914, XIII of 1916 and XVIII of 1919 ...	2	269	2	250	254	292	27	260	5	...
Town Areas Act II of 1914 (U. P.)	3	820	3	819	822	862	45	816	1	...
Treasure Trove Act VI of 1878 (amended by Acts XII of 1891 and X of 1914)	..	3	...	3	3	5	2	3	...	...
Vaccination Act XIII of 1880 ...	...	57	...	40	40	55	46	9	...	...
Total under the Code of Criminal Procedure and Special and Local Laws ... 1920	157	23,599	152	20,025	20,225	33,374	12,849	19,986	56	483
Total under the Code of Criminal Procedure and Special and Local Laws ... 1919	594	27,881	287	23,588	23,903	37,231	10,745	25,967	64	455
Grand total ... 1920	749	57,547	691	43,480	44,986	92,597	59,456	30,548	224	2,369
Grand total ... 1919	1,142	61,322	771	46,992	48,683	93,536	52,087	38,727	181	2,541

JUDICIAL STATEMENT

Showing the general result of the trial of European

Description of offence.		Persons whose cases were disposed of—								
		By District Magistrates and other 1st Class Magistrates.				By Courts of Session.			By High Court.	
				Committed.						
		Convicted.	Acquitted or discharged.	To Courts of session	To High Court.	Convicted.	Acquitted or discharged.	Transferred to High Court, under section 449 (2) of the Code.	Convicted.	Acquitted.
1		2	3	4	5	6	7	8	9	10
Offences affecting human body, Chapter XVI, Indian Penal Code.	Causing hurt by act endangering life or personal safety of others as defined in section 337, Indian Penal Code.	1	...	...	...	...	...	...	...	...
	Wrongful confinement as defined in section 342, Indian Penal Code.	...	...	1	...	...	1	...	...	...
Offences against property, Chapter XVII, Indian Penal Code.	Theft in dwelling-house etc. as defined in section 380, Indian Penal Code.	1	...	1	...	...	...	1	(a)1	...
	Robbery as defined in section 392, Indian Penal Code.	...	1	...	...	...	...	...	...	...
	Criminal breach of trust as defined in section 406, Indian Penal Code.	1	...	...	...	...	...	...	...	...
	Dishonestly receiving stolen property as defined in section 411, Indian Penal Code.	...	1	...	...	...	...	...	...	...
	Cheating and dishonestly inducing delivery of property as defined in section 420, Indian Penal Code.	1	1	...	...	...	...	...	...	...
Arms Act XI of 1878.	Penalty for breach of sections 5, 6, 10, 13 to 16 of Arms Act as defined in section 19 of Act XI of 1878.	1	...	...	...	...	...	...	...	...
Indian Electricity Act IX of 1910.	Penalty for illegal or defective supply of energy or for non-compliance with order set forth in section 42 of Indian Electricity Act IX of 1910.	1	...	...	...	...	...	...	...	...
Total ...	1920	6	3	2	...	...	1	1	1	...
	1919	10	5	...	...	...	...	...	...	...

(a) One person was convicted by the High Court of Judicature, North-Western

No. II-A—(CRIMINAL).

British subjects in the province of Oudh, during the year 1920.

Total for all Courts.		Of the total number of persons shown in —										
		Columns 2 to 5.			Columns 6 to 8.		Columns 9 and 10.		Columns 11 and 12.			
									Number whose cases were disposed of by—			
									Magistrates.		Sessions Judges.	
Convicted.	Acquitted or discharged.	Number who claimed to be tried by a mixed jury, section 451 (1) of the Code.	Number who did not so claim.	Number of those in column 13 whose cases were transferred under section 451 (9) of the Code.	Number who claimed to be tried by a mixed number of assessors, section 450 (2) of the Code.	Number who did not so claim.	Number who claimed to be tried by a mixed jury, section 450 (1) of the Code.	Number who did not so claim.	Being European British subjects.	Other than European British subjects.	Being European British subjects.	Other than European British subjects.
11	12	13	14	15	16	17	18	19	20	21	22	23
1	...	...	1	...	...	...	...	...	1	...	...	...
...	1	...	...	...	1	...	...	...	...	...	1	...
2	...	...	1	...	...	...	...	...	1	...	(a)	...
...	1	...	1	...	...	...	...	...	1	...	...	...
1	...	...	1	...	...	...	...	...	1	...	...	...
...	1	...	1	...	...	...	...	...	1	...	...	...
1	1	...	2	...	...	...	...	...	2	...	...	...
1	...	...	1	...	...	...	...	...	1	...	...	...
1	...	...	1	...	...	...	...	...	1	...	...	...
7	4	...	9	...	1	...	...	...	9	...	1	...
10	5	...	15	...	...	...	...	...	15	...	...	...

Provinces, Allahabad, and sentenced to 12 months' rigorous imprisonment.

IMPERIAL RETURN No. III—(CRIMINAL).

Miscellaneous proceedings under the Code of Criminal Procedure in the province of Oudh during the year 1920.

Nature of proceedings.	Total number of cases before the courts during the year.	Number of persons concerned.	Number of persons discharged.	Number of persons convicted.
1	2	3	4	5
1. Proceedings against witnesses under Chapter VI C, and section 485 of Chapter XXXV.	32	44	21	15
2. Proceedings under Chapter VIII to prevent breach of the peace.	837	4,625	3,254	1,209
3. Proceedings under Chapter VIII—Security for good behaviour.	878	1,627	171	1,345
4. Proceedings against local Nuisances, Chapter X.	448	946	645	155
5. Possession, Chapter XII	375	978	851	106
6. Frivolous or vexatious accusations summarily dealt with under Chapter XX, Section 250.	158	173	21	151
7. Non-attendance of Jurors and Assessors, Chapter XXIII, Section 332.	27	28	20	7
8. Maintenance, Chapter XXXVI ...	623	596	517	72
9. Forfeiture of bail or recognizance, Chapter XLII.	302	438	240	184
10. Proceedings under Chapter XLVI, Section 563, against convicted offenders under Section 562.	19	21	12	9
Total ... 1920 ...	3,699	9,476	5,752	3,253
Total ... 1919 ...	3,868	8,813	4,692	3,827

IMPERIAL RETURN No. IV—(CRIMINAL).

Showing the general result of criminal trials in the tribunals of various classes in the Province of Oudh, during the year 1920.

Class of courts.	Total number of persons under trial.	Persons whose cases were disposed of—										Committed or referred.	Persons remaining under trial at the close of the year.	Number of cases disposed of during the year.	Average number of days during which each case lasted.	Number of witnesses examined.
		Died, escaped or transferred to another province	Discharged or acquitted.	Convicted.												
				On regular trial.				On summary trial.								
				Sentence passed.	Released on probation, section 562, Code of Criminal Procedure.	Youthful offenders dealt with under section 31, Act VIII of 1897.		Sentence passed.	Released on probation, section 562, Code of Criminal Procedure.	Youthful offenders dealt with under section 31, Act VIII of 1897.						
						Discharged after admonition.	Delivered to parent or guardian.			Discharged after admonition.	Delivered to parent or guardian.					
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17
Subordinate Magistrates. Special Magistrates, section 14 ...	72	...	27	5	...	1	1	16	...	18	3	...	1	43	12·98	133
Honorary Magistrates sitting singly ...	28,241	41	22,594	4,785	4	....	...	69	1	...	.	23	724	11,211	10·57	16,644
Stipendiary Magistrates sitting singly	49,764	165	30,580	12,595	83	...	2	3,804	45	39	1	1,255	1,195	22,352	9·88	50,422
Benches of Magistrates ...	13,923	12	5,673	4,139	...	...	...	3,940	...	6	...	...	153	9,830	5·55	5,060
District and Divisional Magistrates—Cases referred under sections 347/349 of the Code of Criminal Procedure ...	100	...	19	59	15	...	...	2	3	...	...	2	...	81	19·55	59
Chief Magistrates of districts ...	101	...	40	41	...	...	...	9	6	...	...	5	...	51	15·96	110
Total. 1920 ...	92,201	218	58,933	21,624	102	1	3	7,840	55	63	4	1,285	2,073	43,568	9·11	72,419
Total. 1919 ...	93,510	178	51,424	25,393	163	7	2	11,667	60	97	4	2,354	2,161	47,084	9·53	88,284
Sessions Judges. 1920	1,681	6	523	856	...	...	...	...	...	...	...	...	296	620	48·34	6,504
Sessions Judges. 1919 ...	2,380	3	663	1,334	...	...	...	...	...	...	...	...	380	746	48·7	8,243

IMPERIAL RETURN NO. V.—(CRIMINAL).

Showing punishments inflicted by the various criminal tribunals in the province of Oudh, during the year 1920.

Class of courts.	Persons sentenced to—								Persons ordered to find or give security or recognizance to keep the peace or security for good behaviour.	Persons imprisoned in default of security for good behaviour.	Detail of punishment.															Number of boys whose sentences were commuted to detention in a Reformatory School.
				Imprisonment							Fine.								Amount paid by way of compensation.	Imprisonment.					Whipping.			
	Death.	Transportation.	Penal servitude.	Rigorous.	Simple.	Forfeiture of property.	Fine.	Whipping.			Rs. 10 and under.	Rs. 50 and under.	Rs. 100 and under.	Rs. 500 and under.	Rs. 1,000 and under	Above Rs. 1,000.	Total amount of fines imposed during the year.	Total amount of fines realised during the year.		Fifteen days and under.	Six months and under.	Two years and under.	Seven years and under.	Above seven years.	Ten stripes.	Twenty stripes.	Thirty stripes.	
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29
																	Rs.	Rs.	Rs.									
Subordinate Magistrates. Special Magistrates under section 14 ...	...	...	...	4	...	...	10	7	4	...	8	1	1	...	...	...	156	156	66	...	3	1	...	...	7	...	...	2
Honorary Magistrates sitting singly...	...	...	...	821	131	...	4,157	14	86	46	3,409	701	36	11	...	.	31,295	29,429	2,632	292	563	143	...	...	7	7	...	...
Stipendiary Magistrates sitting singly	...	..	...	(a) 3,582	244	...	10,723	351	2,599	1,310	8,928	1,641	110	41	3	.	91,235	81,621	11,727	585	2,268	2,283	...	..	112	208	31	8
Benches of Honorary Magistrates	...	..	..	116	51	...	7,957	....	...	...	7,761	189	4	3	.	...	15,839	15,722	778	55	112	...	...	...	...	...	...	...
District and Divisional Magistrates—Cases referred under sections 347/349, Criminal Procedure Code ...	..	...	...	29	1	...	5	27	18	...	2	3	...	...		..	70	40	...	1	13	16	...	...	11	14	2	...
Chief Magistrates of districts ...	..	...	...	8	1	...	30	7	11	2	3	23	2	1	1	...	1,598	1,604	205	1	3	7	...	...	7	...	.	...
Courts of Session	51	123	...	675	3	...	34	6	19	33	1	20	8	2	...	3	5,935	3,457	483	3	35	105	465	108	1	5	...	...
Total 1920 ...	51	123	...	5,235	431	...	22,916	412	2,737	1,396	20,112	2,578	161	58	4	3	1,46,128	1,32,029	15,891	937	2,997	2,555	465	108	145	234	33	10
Total 1919 ...	74	264	...	7,850	446	...	27,104	792	3,459	2,670	24,128	2,336	180	54	6		1,47,035	1,23,281	14,168	1,114	4,425	4,610	532	285	242	460	90	5

(a) A sentence of solitary confinement was passed by a third class Magistrate, in contravention of the law on the subject.

JUDICIAL STATEMENT No. V.-A.—(CRIMINAL.)

Showing the particulars of whippings inflicted by criminal tribunals in the province of Oudh, during the year 1920.

PART I.

Showing whippings inflicted sections 3 *and* 4, *Act IV of* 1909, *in lieu of other punishments.*

Offences for which awarded.	Number of persons awarded— 5 to 10 stripes.	11 to 20 stripes.	21 to 30 stripes.	Total.
1	2	3	4	5
In lieu of other punishments. (SECTIONS 3 AND 4, ACT IV OF 1909.)				
1. Theft as defined in { Section 378, Indian Penal Code	68	98	13	179
„ 380 „	28	53	4	85
„ 382 „	...	1	...	1
2. Lurking house trespass as defined in section 443, Indian Penal Code ...	4	13	...	17
3. Lurking house-trespass by night as defined in section 444, Indian Penal Code ...	8	17	2	27
4. House-breaking as defined in section 445, Indian Penal Code	8	8	6	22
5. House-breaking by night as defined in section 446, Indian Penal Code	8	17	5	30
6. Abetment or commission of, or attempt to commit, rape, as defined in section 375, Indian Penal Code	5	5	2	12
7. Compelling or inducing any person, by fear of bodily injury to submit to an unnatural offence, as defined in section 377, Indian Penal Code	...	2	...	2
8. Voluntarily causing hurt in committing or attempting to commit robbery as defined in section 390, Indian Penal Code ...	...	1	...	1
9. Offences under section 52, Act IX of 1894	...	...	1	1
On 1st conviction	129	212	33	374
On re-conviction	...	3	...	3
Total { 1920 ...	129	215	33	377
Total { 1919 ...	203	410	90	703

PART II.

Showing whippings inflicted in addition to other punishments under section 4, *Act IV of* 1909.

Offences for which awarded.	Number of persons awarded— 5 to 10 stripes.	11 to 20 stripes.	21 to 30 stripes.	Total.
1	2	3	4	5
In addition to other punishments. (SECTION 4.)				
1. Abetment or commission of, or attempt to commit rape, as defined in section 375, Indian Penal Code	...	1	...	1
2. Voluntarily causing hurt in committing or attempting to commit, robbery, as defined in section 390, Indian Penal Code ...	1	...	...	1
Total { 1920 ...	1	1	...	2
Total { 1919 ...	...	5	...	5

JUDICIAL STATEMENT NO. V-A—(CRIMINAL).

PART III.

Showing whippings inflicted under section 5, Act IV of 1909 on juveniles for offences other than those specified in parts I and II.

Offences.	Number of persons awarded—		Total.
	5 to 10 stripes.	11 to 15 stripes.	
1	2	3	4
1. Giving or fabricating false evidence as defined in section 193, Indian Penal Code	...	1	1
2. Voluntarily causing grievous hurt as defined in section 325, Indian Penal Code	1	1	2
3. Resistence or obstruction to lawful apprehension of another person as defined in section 225, Indian Penal Code, and voluntarily causing hurt to deter public servant from his duty as defined in section 332, Indian Penal Code.	...	1	1
4. Assault or criminal force to women with intent to outrage her modesty as defined in section 354, Indian Penal Code,	1	...	1
5. Theft by clerk or servant as defined in section 381, Indian Penal Code	...	4	4
6. Dishonest misappropriation of property as defined in section 403, Indian Penal Code	...	1	1
7. Criminal breach of trust by clerk or servant as defined in section 408, Indian Penal Code	1	...	1
8. Dishonestly receiving stoken property as defined in section 411, Indian Penal Code	6	4	10
9. Lurking house-trespass or house-breaking in order to commit an offence as defined in section 454, Indian Penal Code	5	1	6
10. Lurking house-trespass or house-breaking by night in order to commit an offence as defined in section 457, Indian Penal Code	1	5	6
Total 1920 ...	15	18	33
Total 1919 ...	39	45	84

JUDICIAL STATEMENT No. V-A—(CRIMINAL).

PART IV.

Showing relative number of times whipping was awarded as compared with other punishments.

Punishments.	Number.
1	2
1. Total number of whippings awarded	412
2. Total number of other punishments in cases in which whipping might have been awarded	2,538
3. Total number of all punishments in cases in which whipping might have been awarded	2,950
4. Percentage of whippings on total number of all punishments (percentage of heading 1 on heading 3)	13·97

IMPERIAL RETURN No. VI—(CRIMINAL).

Showing the result of appeals and applications for revision in criminal cases in the province of Oudh, during the year 1920.

Tribunals.	Total number of appellants or applicants before the courts.	Number of persons—										Average number of days each appeal lasted.	Number of persons dealt with under—		Remarks.		
		Died, escaped or transferred to another province.	Appeals or applications rejected.	Sentences or orders confirmed.	Sentences enhanced.	Sentences reduced or otherwise altered.	Sentences reversed.	Proceedings quashed.	New trial or further enquiry ordered.	Referred for revision to High Court.	Pending trial.		Section 106(3), Code of Criminal Procedure.	Section 8, clause 2 of the Reformatory Schools Act.			
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16		
Appeals.																	
To Chief Magistrates of districts.	2,161	1	63	1,159	...	294	485	2	13	1	143	19·47	...	...			
To Sessions Courts ...	1,623	1	603	562	...	138	214	...	24	2	84	14·77	...	...			
Superior Court. By persons convicted.	700	...	66	422	...	86	86	...	...	...	40	32·36	...	...			
Superior Court. By Government.	3	...	...	...	..	...	...	...	...	...	3	...	...	...			
Total ... 1920 ...	4,492	2	732	2,143	...	518	785	2	37	3	270	20·21	...	...			
Total ... 1919 ...	5,077	29	1,172	2,301	9	415	876	...	39	...	236	16·5	...	..			
Revisions.															Applications by complainants		against accused.
By Chief Magistrates of districts.	299	...	290	761	...	2	46	3	147	39	61	19·25	...	...	379	457	1,050
By Courts of Sessions...	308	...	245	251	...	1	..	...	55	45	38	21·69	...	...	91	93	327
By Superior Courts ...	400	...	128	165	...	17	93	...	...	...	17	26·7	...	...	7	9	20
Total ... 1920 ...	1,007	...	663	1,177	...	20	139	3	202	84	116	21·7	...	...	477	559	1,397
Total ... 1919 ...	943	...	423	1,196	17	60	128	5	129	63	69	16·28	...	...	385	403	1,147

IMPERIAL RETURN No. XIII—(CRIMINAL).

Showing use of jurors and assessors in the criminal courts of the province of Oudh, during the year 1920.

Classes of Courts in which jurors or assessors are employed.	Established or average number of jurors or assessors in each case and prescribed qualifications.	Number of accused persons in jury trials.				Number of accused persons in trial with assessors.			
		Tried.	As to whom the Judge—			Tried.	As to whom the Judge—		
			Approved of verdict.	Did not approve of verdict.	Made reference under section 307, of the Code of Criminal Procedure.		Agreed with all the assessors	Differed from one or more, but not from all the assessors.	Differed from all the assessors.
1	2	3	4	5	6	7	8	9	10
Sessions Judge, Lucknow	5 jurors, 2 or 3 assessors.	83	67	...	16	277	201	47	29
Ditto Sitapur ...	2 or 3 assessors.	...	...	...	...	306	242	16	48
Ditto Hardoi ...	Do. ...	...	...	...	...	188	111	23	54
Ditto Fyzabad	Do. ...	...	...	...	...	83	59	7	17
Ditto Gonda ...	Do. ...	...	...	...	...	320	268	11	41
Ditto Rae Bareli	Do. ...	...	...	...	...	96	80	9	7
Total ... 1920 ...	...	83	67	...	16	1,270	961	113	196
Total ... 1919 ...	...	68	57	...	11	1,908	1,274	355	279

00134187

Digitized with financial assistance from

Government of Maharashtra

on 01 February, 2020